

# Arizona State Board of Nursing

Janet Napolitano  
Governor

Joey Ridenour  
Executive Director



## Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 9:02 a.m., Wednesday, January 25, 2006, in the Board of Nursing Board Room, Suite 210, 1651 East Morten Avenue, Phoenix, Arizona, with Kathy Malloch, Ph.D., M.B.A., R.N., F.A.A.N., President, presiding.

### **BOARD MEMBERS PRESENT:**

Kathy Malloch, PhD, MBA, RN, FAAN, President  
Theresa Crawley, CRNA, MSHSA, Vice-President  
Karen Hodges Hardy, RN, MSN, Secretary  
Kathryn L. Busby, JD, Member  
Trista Campbell, RN, BSN, Member  
Patricia Johnson, LPN, Member  
Judy Rich, RN, Member

### **BOARD MEMBERS ABSENT:**

Gregory Harris, Member

### **LEGAL COUNSEL:**

Daniel Christl, Assistant Attorney General  
Michelle L. Wood, Assistant Attorney General  
Ann Olson, Assistant Attorney General

### **STAFF:**

Joey Ridenour, RN, MN, Executive Director  
Judy Bontrager, RN, MN, Associate Director  
Valerie Smith, RN, MS, Associate Director  
Erica Bailey, Senior Investigator/Monitoring  
Jeanne Bauer, Senior Investigator  
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings  
Debra Blake, Paralegal/Hearing Department  
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Advanced Practice  
Ron Lester, Senior Investigator  
Patricia Midkiff, RN, MN, Nurse Practice Consultant  
Sydney Munger, RN, MS, Nurse Practice Consultant  
Betty Nelson, RN, MS, Nursing Assistant Consultant  
Kirk Olson, Senior Investigator  
Cory Polak, Senior Investigator  
Pamela Randolph, RN, MSN, Nurse Practice Consultant/Education  
Mary Rappoport, RN, MN, Nurse Practice Consultant  
Jeanine Sage, RN, MSN, Nursing Assistant Consultant  
Suanne Smith, RN, MS, Nurse Practice Consultant/CANDO  
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant  
Nancy Twigg, RN, MSN, Nurse Practice Consultant  
Rose Wilcox, RN, M Ed, Nurse Practice Consultant/Education  
Pamela Wiggan, RN, MS, Nurse Practice Consultant/Monitoring  
James Williams, Senior Investigator  
Barbara Ritenour, Legal Secretary

## I. Call To Order

The meeting was called to order at 9:02 a.m., Wednesday, January 25, 2006.

The following Board members were present: Johnson, Malloch, Crawley, Hardy, Busby and Campbell.

Malloch presiding.

Malloch welcomed members of the audience and explained the procedure for addressing the Board.

Rich arrived at the meeting at 9:03 a.m.

## II.A. Board Discussion and Decision Regarding Administrative Law Judge Recommendations

### II.A.1. Debrorah Lynn Dwyer RN Applicant A. Olson (aka: Smith)

The proceeding began at 9:04 a.m. with the following Board members present: Johnson, Rich, Malloch, Crawley, Hardy, Busby and Campbell.

All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

Dwyer was not present and was not represented by legal counsel.

Olson addressed the Board.

Johnson moved, Crawley seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 4, and Conclusions of Law the alleged violations in Paragraphs 1 through 3.

Busby moved, Crawley seconded, and it was unanimously carried to accept the Administrative Law Judge's recommended Order dismiss the applicant's appeal and that prior denial of Dwyer's application for nursing assistant certification be upheld and affirmed.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

### II.A.2. Cynthia Gail Florez CNA Applicant A. Olson

The proceeding began at 9:05 a.m. with the following Board members present: Johnson, Rich, Malloch, Crawley, Hardy, Busby and Campbell.

All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

Florez was not present and was not represented by legal counsel.

Olson addressed the Board.

Busby moved, Johnson seconded, and it was unanimously carried to add Findings of Fact No. 1 to mirror paragraph No. 1 of the ALJ’s Order Vacating Hearing, and add Conclusions of Law No. 1 to mirror paragraph No. 2 of the ALJ’s Order Vacating Hearing.

Busby moved, Campbell seconded, and it was unanimously carried to accept the Administrative Law Judge’s recommended Order to dismiss the applicant’s appeal and that prior denial of Florez’ application for nursing assistant certification be upheld and affirmed.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.A.3. Christopher Paul Gene Mautner LP037499; CNA999993834 A. Olson**

The proceeding began at 9:08 a.m. with the following Board members present: Johnson, Rich, Malloch, Crawley, Hardy, Busby and Campbell.

All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

Mautner was not present and was not represented by legal counsel.

Olson addressed the Board.

Based upon the hearing transcripts, the Administrative Law Judge’s Findings of Fact, Conclusions of Law, Recommendation, and the information presented at this meeting, the Board members agreed that disciplinary action should be considered in this matter.

Busby moved, Hardy seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 12, and Conclusions of Law the alleged violations in Paragraphs 1 through 7.

Busby moved, Johnson seconded, and it was unanimously carried to adopt an Order for Mautner’s practical license to be placed on 12 months probation commencing on the effective date of the entered Order in this matter, subject to the attached terms and conditions.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.A.4. Lisa Marie Clifton RN111496; LP035016 Christl**

The proceeding began at 9:11 a.m. with the following Board members present: Johnson, Rich, Malloch, Crawley, Hardy, Busby and Campbell.

All Board members answered affirmatively that they had received and read the transcript of the hearing and the Administrative Law Judge recommendation.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Clifton was not present and was not represented by legal counsel.

Christl addressed the Board.

Based upon the hearing transcripts, the Administrative Law Judge’s Findings of Fact, Conclusions of Law, Recommendation, and the information presented at this meeting, the Board members agreed that disciplinary action should be considered in this matter.

Busby moved, Johnson seconded, and it was unanimously carried to accept as Findings of Fact the allegations contained in Paragraphs 1 through 19, and Conclusions of Law the alleged violations in Paragraphs 1 through 13.

Campbell moved, Busby seconded, and it was unanimously carried to affirm the Interim Order of Summary Suspension and revoke professional nurse license No. RN111496 and practical nurse license No.LP035016 issued to Lisa Clifton.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.C. Board Discussion and Decision Regarding Settlement Agreements on Cases Scheduled for Hearing and/or Administrative Law Judge Recommendations Regarding Settlement**

**II.C.3. Pamela G. Gebhardt RN030942 A. Olson**

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

Olson addressed the Board.

Gebhardt was not present.

Busby moved, Hardy seconded, and it was unanimously carried to rescind prior Board decision to offer a Consent Agreement for a 36 month stayed revocation with the license suspended during the first 12 months and on probation the last 24 months, followed then by a 12 month probation and to include terms and conditions, and accept the signed Consent Agreement for a 24 month stayed revocation probation with terms and conditions, followed by a 12 month standard probation with terms and conditions.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.C.1. Debra Dawn Ayres  
(aka: Fish)**

**RN Applicant**

**Christl**

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Christl addressed the Board.

Ayres was not present and was not represented by legal counsel.

Busby moved, Crawley seconded, and it was unanimously carried to rescind prior Board decision to issue an Order of Denial, and accept the request for withdrawal of application to practice professional nursing in Arizona.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.C.2. Ann Marie Tosh**

**RN87259**

**Christl**

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Christl addressed the Board.

Tosh was not present.

Hardy moved, Crawley seconded, and, after discussion, it was unanimously carried to rescind prior Board decision of March 2004 to issue Notice of Charges, and accept the signed Consent Agreement received on January 17, 2006 for a limited license/probation for up to 24 months with terms and conditions including the completion of 2 nursing education courses and no clinical practice, followed by a standard practice probation of 24 months with terms and conditions to include clinical practice.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.G.4. Michael R. Essian**

**RN117176**

**Wood**

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Teresa Sanzio, attorney, was present telephonically and addressed the Board.

Wood addressed the Board.

Busby moved, Johnson seconded, and after discussion, it was unanimously carried to rescind prior Board decision to offer a Consent Agreement for a 24 month stayed revocation with suspension during the first 12 months and probation the last 12 months, followed by a standard 24 month probation with specific terms and conditions or hearing, and issue an amended Complaint and Notice of Hearing based on the new information in the investigative report.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.G.2. Eunice C. Iwunze LP032436; PLP949749 Wood**

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Iwunze was not present and was not represented by legal counsel.

Wood addressed the Board.

Busby moved, Hardy seconded, and it was unanimously carried to accept the signed 24 month Consent Agreement as outlined by the attached stipulations (12 months stayed suspension probation with terms and conditions, followed by a 12 month standard probation with terms and conditions).

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.C.6. James Christopher Arthur RN110724 A. Olson**

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

Olson addressed the Board.

D. Jay Ryan, attorney, was present and available for questions.

Campbell moved, Busby seconded, and after discussion, it was unanimously carried to rescind prior Board decision to issue an Order of Denial, and accept the signed Consent Agreement for a \$250.00 Civil Penalty.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.B. Board Discussion and Decision Regarding State’s Motion to Deem Allegations Admitted For Licensee/Certificate Holder’s Failure to Respond to Complaint and Notice of Hearing & Recommended Discipline**

<b>AGENA #</b>	<b>Respondent Name</b>	<b>License/Cert #</b>	<b>Board Resolution</b>	<b>Legal Staff</b>
<b>II.B.1.</b>	<b>Tina Kay Brazil</b>	<b>RN115189</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.B.3.</b>	<b>Judith Middleton</b>	<b>LP033184</b>	<b>36 month stayed revocation/probation</b>	<b>Wood</b>
<b>II.B.5.</b>	<b>Kimberly Rae Kennedy</b>	<b>RN119727</b>	<b>Stayed revocation/indefinite suspension</b>	<b>Christl</b>
<b>II.B.6.</b>	<b>Cheryl McCormick</b>	<b>CNA825557850</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.B.7.</b>	<b>Marny Murphy-Wylie</b>	<b>LP038788</b>	<b>24 mo probation</b>	<b>Wood</b>

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

The above listed were not present and were not represented by legal counsel.

Busby moved, Rich seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted.

Busby moved, Rich seconded, and it was unanimously carried to accept the Factual Allegations and the Alleged Violations from the Complaint and Notice of Hearing as Findings of Fact and Conclusions of Law.

Busby moved, Johnson seconded, and it was unanimously carried to accept the State’s recommended discipline for Agenda Items II.B.1, 3, 5-7.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.B.2. Mary Eileen Lipski RN000099141 Wood**

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Lipski was present and addressed the Board.

Wood addressed the Board.

Rich moved, Johnson seconded, and it was unanimously carried to grant the State’s Motion to Deem Allegations Admitted.

Hardy moved, Rich seconded, and it was unanimously carried to accept the Factual Allegations and the Alleged Violations from the Complaint and Notice of Hearing as Findings of Fact and Conclusions of Law.

Rich moved, Hardy seconded, and it was unanimously carried to issue an Order for a 36 month stayed revocation/probation to include the attached terms and conditions, amended to include: aftercare.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.B.4. Emmanuel Ulate Ibanez CNA999996768 Christl**

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Ibanez was present and addressed the Board.

Christl addressed the Board.

Busby moved, Rich seconded, and it was unanimously carried to grant the State's Motion to Deem Allegations Admitted.

Busby moved, Hardy seconded, and after discussion, it was unanimously carried to accept the Factual Allegations and the Alleged Violations from the Complaint and Notice of Hearing as Findings of Fact and Conclusions of Law.

Busby moved, Hardy seconded, and it was unanimously carried to issue an Order for a 24 month stayed revocation with terms and conditions.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.C.5. Denise Janae Songer RN107519 A. Olson**

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Ann Olson, Assistant Attorney General, represented the State.

Olson addressed the Board.

Songer was not present and was not represented by legal counsel.

Busby moved, Rich seconded, and it was unanimously carried to rescind prior Board decision of July 20, 2005 to offer a Consent Agreement for 18 months probation with terms and conditions or hearing, and accept the signed Consent Agreement for 12 months probation with the attached stipulations.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.D. Board Discussion and Decision Regarding State's Motion to Deem Allegations Admitted for Licensee/Certificate Holder's Failure to Respond to Notice of Charges & Recommended Discipline**

<b>AGENA #</b>	<b>Respondent Name</b>	<b>License/Cert #</b>	<b>Board Resolution</b>	<b>Legal Staff</b>
<b>II.D.1.</b>	<b>Bonnie J. Alterier</b>	<b>CNA999951479</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.2.</b>	<b>Adella Marie Bobadilla (aka: Sanchez; Gonzales)</b>	<b>CNA999993809</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.3.</b>	<b>Erin Rae Brantley</b>	<b>CNA999953208</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.4.</b>	<b>Jean Marie Breitenbach</b>	<b>CNA999997631</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.5.</b>	<b>Sidia M. Celaya</b>	<b>CNA398190803</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.6.</b>	<b>Sandra Lynn Fenton</b>	<b>CNA999995453</b>	<b>Civil Penalty</b>	<b>Wood</b>
<b>II.D.7.</b>	<b>Daniel Alvarado Leonardo</b>	<b>CNA999996995</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.8.</b>	<b>Sharon Marie Norris</b>	<b>CNA999992425</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.9.</b>	<b>Chris Oldeschulte (aka: Christopher Oldeschulte)</b>	<b>CNA596008319</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.10.</b>	<b>Angela Beatrice Reggiani</b>	<b>CNA999990214</b>	<b>Revocation</b>	<b>Wood</b>

<b>II.D.11.</b>	<b>Rosa Sandino (aka: Olivarez)</b>	<b>CNA002787803</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.12.</b>	<b>Cristina An Stapleman</b>	<b>CNA999948741</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.13.</b>	<b>Tammy T. Zealand</b>	<b>CNA999947136</b>	<b>Revocation</b>	<b>Wood</b>
<b>II.D.14.</b>	<b>Vickie Lee Buback</b>	<b>RN077833</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.15.</b>	<b>William Anthony Carlton</b>	<b>RN111007</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.16.</b>	<b>Sarah Joy Fifield</b>	<b>CNA999988195</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.17.</b>	<b>Barbara Holmes (aka: Calacino)</b>	<b>RN091020; CNA240874610</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.18.</b>	<b>Kimberly Ann Hornback</b>	<b>RN125359</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.19.</b>	<b>Amanda Lynn Laschet</b>	<b>RN132552</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.20.</b>	<b>Jolene Ann Montana</b>	<b>LP020050</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.21.</b>	<b>Jeffrey W. Sackett</b>	<b>RN054606</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.22.</b>	<b>Deanna Rae Shugart</b>	<b>LP038979; CNA999952518</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.24.</b>	<b>Kim E. Tagge (aka: Griffin; McCormick; Van Fossen; Pague; Vanbuskirk)</b>	<b>CNA207572143</b>	<b>Revocation</b>	<b>Christl</b>
<b>II.D.25.</b>	<b>Maureen Della Thiel</b>	<b>RN088013</b>	<b>Revocation</b>	<b>A. Olson</b>

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

The above listed license/certificate holders were not present and were not represented by legal counsel.

Busby moved, Rich seconded, and it was unanimously carried to grant the State's Motion to Deem Allegations Admitted for Agenda Items 1-22, 24 & 25.

Busby moved, Hardy seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notice of Charges. for Agenda Items 1-22, 24 & 25.

Busby moved, Rich seconded, and it was unanimously carried to accept the State's recommended discipline for Agenda Items 1-22, 24 & 25.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.D.23. Michele Marie Stinebuck RN110078 Christl**

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

William Shostak, attorney, was present and addressed the Board.

Christl addressed the Board.

Busby moved, Campbell seconded, and it was unanimously carried to go into Executive Session on Agenda Item II.D.23 to obtain legal advice. Executive Session convened at 10:30 a.m. and adjourned at 10:40 a.m.

Johnson moved, Rich seconded, and it was unanimously carried to grant the State's Motion to Deem Allegations Admitted.

Johnson moved, Hardy seconded, and it was unanimously carried to accept the Factual Allegations as Findings of Fact and Alleged Violations as Conclusions of Law from the Notice of Charges.

Johnson moved, Rich seconded, and after discussion, it was unanimously carried to revoke the professional nurse license No. RN110078 issued to Michele Stinebuck.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

The meeting recessed at 10:37 a.m. and reconvened at 10:51 a.m.

**II.E. Board Discussion and Decision Regarding Request for Rehearing or Review**

**II.E.1. Carol Diane Carrillo LP037206 Christl**

The proceeding began at 10:52 a.m. with the following Board members present: Johnson, Rich, Malloch, Crawley, Hardy, Busby and Campbell.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Christl addressed the Board.

Busby moved, Hardy seconded, and it was unanimously carried to grant petition for review of the Conclusions of Law.

Busby moved, Hardy seconded, and it was unanimously carried to deny motion for review for remainder and issue an amended Order to delete the Conclusion of Law No. 1 with regard to the felony, and revoke practical nurse license No. LP037206 issued to Carol Carrillo.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.E.2. James Tobah CNA999999919 Christl**

The proceeding began at 10:57 a.m. with the following Board members present: Johnson, Rich, Malloch, Crawley, Hardy, Busby and Campbell.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Tobah was present and addressed the Board.

Christl addressed the Board.

Rich moved, Johnson seconded, to deny request for rehearing/reconsideration. After discussion, the motion carried with five in favor and two opposed.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>5</b>		X	X	X	X	X		
NO	<b>2</b>							X	X
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.E.3. Rose Mary Dominguez RN045549 Wood**

The proceeding began at 11:13 with the following Board members present: Johnson, Rich, Malloch, Crawley, Hardy, Busby and Campbell.

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Campbell knows Respondent but shows no bias.

Wood addressed the Board.

Dominguez was present and addressed the Board.

Hardy moved, Busby seconded, and it was unanimously carried to grant motion for review of the disciplinary Order entered.

Hardy moved, Campbell seconded, and it was unanimously carried to rescind prior Board motion to revoke the professional nurse license, and issue and Order for a 12 month probation with terms and conditions.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.F. Board Discussion Regarding Settlement Conference Cases & Decision to Accept Proposed Consent Agreements**

**II.F.1. Amy Colleen Trawally CNA999994297 Wood**

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Michelle Wood, Assistant Attorney General, represented the State.

Wood addressed the Board.

Trawally was not present and was not represented by legal counsel.

Johnson moved, Rich seconded, and it was unanimously carried to accept the signed Consent Agreement for a \$100 Civil Penalty with the attached modifications made to the conclusions of law.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**II.G. Board Discussion and Decision Regarding Motions to Rescind Prior Board Decision To Consider Alternative Action**

**II.G.1. Sandra M. Jones LP031384 Christl**

The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General, represented the State.

Jones was not present and was not represented by legal counsel.

Christl addressed the Board.

Johnson moved, Hardy seconded, and it was unanimously carried to rescind prior Board decision to rescind the prior Board decision to issue a Notice of Charges, and accept the signed Consent Agreement for a 36 month stayed revocation probation to include the attached terms and conditions.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Gateway and Glendale Community College and Grand Canyon University Nursing Students regarding Board functions, policy and procedure. Questions were asked on Findings of Fact and Conclusions of Law, suspension and revocation, felony bar time frame, procedure for CANDO relapse, under what conditions a license/certificate is permanently revoked, if the Governor is able to override Board decisions, and number of licenses issued per year.

**II.D.19. Amanda Lynn Laschet RN132552 Christl**

Hardy moved, Busby seconded, and it was unanimously carried to reopen Agenda Item II.D.19. The Board was represented by Victoria Mangiapane, Assistant Attorney General, Division of Solicitor General. Daniel Christl, Assistant Attorney General’s, represented the State.

Laschet was present and addressed the Board.

Christl addressed the Board.

Rich moved, Johnson seconded, and it was unanimously carried to reaffirm prior Board motion to revoke professional nurse license.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**IV.C.1. Sean McNamara RN106048; CNA464925803 (Wiggin)**

McNamara was present and addressed the Board. Busby moved, Rich seconded, and it was unanimously carried to permit McNamara to enter the stepdown phase of his Agreement with the Board in which he will no longer be required to provided documentation of AA/NA attendance; will not be required to provide quarterly reports and will not have any practice restrictions. The other terms of the Consent Agreement remain in effect.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.I.2. Veronica Rodriquez LP029847 (Bauer)**

Bauer addressed the Board and confirmed receipt of additional information. Rodriquez was present and addressed the Board. Busby moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for a chemical dependency evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and return to the Board.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.D.11. Darlene D. Yazzie CNA597918353 (Bauer)**

Yazzie was present and addressed the Board. Busby moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a chemical dependency evaluation by a Board approved evaluator, who is at a minimum Ph.D. prepared, and to include any additional testing deemed necessary by the evaluator, to be scheduled in 15 days and completed within 45 days and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

Busby left the meeting at 11:51 a.m.

**III.C. Board Discussion and Decision Regarding Investigative Reports for Dismissal, Letters of Concern & Lapsed Licenses**

**III.C.1. Jesus Bernardo Lopez CNA10000002200 \$100**

**III.C.2. Diane Lynn Foster RN113329 \$1,000**

Campbell moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for an Administrative Penalty in the amount stated for working on an expired license, or proceed to hearing for Agenda Items III.C.1&2. Referral of the employers will be made to DHS for licensees working on a lapsed license for three months or greater.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**III.D. Board Discussion and Decision Regarding Action on Felony Bar Cases**

**III.D.1. Order of Denial**

**III.D.1.a. Shayla Marie Christensen CNA Applicant (Bauer)**

**III.D.1.b. Jamie Lynn Quinn CNA Applicant (Polak)  
(aka: Varela; Cuffee)**

**III.D.1.c. Kathy Louise Avila CNA Applicant (Williams)**

Campbell moved, Crawley seconded, and it was unanimously carried to adopt the attached Order of Denial for Agenda Items III.D.1.a-c. If an informal settlement conference is requested, the authority to settle is limited to denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**III.D.3. Order of Revocation Compact RN/LP/CNA**

**III.D.3.a. Vonsha Wiley LP170106 (Texas Multi-state) (Munger)**

Johnson moved, Hardy seconded, and it was unanimously carried to revoke privilege to practice nursing in the State of Arizona and issue a cease and desist Order.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**III.D.2. Notice of Charges**

**III.D.2.a. Deanne Louise Foley LP031159 (S. Smith)**

**III.D.2.b. Amber Rae Lapinsky CNA999993000 (Bauer)**

Rich moved, Hardy seconded, and it was unanimously carried to adopt the attached Notice of Charges for Agenda Items III.D.2.a & b.

**III.E. Board Discussion and Decision Regarding Investigative Reports and Decision to Adopt Notice of Charges**

**III.E.1. Amy Marie Adams LP038565 (Torrez)**

**III.E.2. Rheta L. Jebens LP033618 (Torrez)**

**III.E.3. Karri Lynn Adamson LP039525 (Torrez)**

**III.E.4. Robin Renae Riedinger RN109342 (Rappoport)**

**III.E.5. Anne Marie Gatten RN115949 (Munger)**

**III.E.8. Kathleen R. Moraga CNA999993021 (Sage)  
(aka: Cleveland)**

**III.E.9. Jocinda Shepherd CNA0511035 (Sage)**

Campbell and Malloch know Anne McNamara (III.E.1.) but show no bias. Hardy moved, Johnson seconded, and unanimously carried to adopt the attached Notice of Charges for Agenda Items III.E.1-5, 8 & 9.

**IV.A. Board Discussion Regarding RN/LPN/CNA Termination of Previously Issued Board Orders after Full Compliance**

**Elaine Marie Dempsey RN067283 Immediately (Bailey)**

**Charlotte Elizabeth Igo RN115692 Immediately (Bailey)**

**Jeri Ellen Nagy LP038858 Immediately (Bailey)**

**Adrianna Tenequer**  
**Jason Charles Welsh**  
**Raymond Collins**

**CNA999988247**  
**LP039920**  
**CNA100003963**

**Immediately (Bailey)**  
**January 30, 2006 (Bailey)**  
**February 14, 2006 (Bailey)**

Hardy moved, Crawley seconded, and it was unanimously carried to approve the full compliance list to terminate Board Order on the individual(s) listed above on dates given, if no evidence of non-compliance with Board Order/Consent Agreement exist.

**IV.C. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders**

**IV.C.2. Christiana Olude CNA100004606 (Wiggin)**

Campbell moved, Crawley seconded, and it was unanimously carried to offer Consent Agreement for 12 month stayed revocation to include the attached stipulations, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**IV.C.3. Lynda Scott RN118755 (Wiggin)**

Campbell moved, Hardy seconded, and it was unanimously carried to table Agenda Item IV.C.3.

**IV.C.4. Barbara Maxwell CNA863659641 (Wiggin)**

Johnson moved, Rich seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**IV.C.8. Jeanne L. Hoffman RN079582 (Wiggin)  
(aka: Breaux; Strong)**

Wiggin addressed the Board and confirmed receipt of additional information. Campbell moved, Hardy seconded, and it was unanimously carried to amend Consent Agreement entered into on July 18, 1995 to terminate suspension, and allow Hoffman to complete the terms of probation in the State of Texas. The other terms of the Consent Agreement remain in effect.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**IV.C.9. Theodore Gutierrez RN055910; LP011527 (Wiggin)**

Hardy moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for 12 month stayed suspension/probation followed by 24 month standard probation, with a chemical dependency evaluation to be scheduled within 15 days and completed within 45 days to include the attached stipulations or hearing. If not signed within 15 days, adopt the attached Notice of Charges.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

The meeting recessed at 12:08 p.m. and reconvened at 12:58 p.m.

**VII.A.5. Educational Presentation on Open Meeting Law and Executive Session – Nancy Beck, AAG**

Nancy Beck offered an educational presentation to the Board regarding Open Meeting Law and Executive Session.

Busby returned to the meeting at 1:27 p.m.

**V.F.1. Dawn Marie Maberry RN119221 (Torrez)**

An attempt was made to contact Rebecca Lemley, telephonically. Joseph D’Aguanno, attorney, was present and addressed the Board. Campbell moved, Busby seconded, and it was unanimously carried to dismiss the case.

**V.F.2. Roger Allen Garner RN132748 (Torrez)**

Torrez addressed the Board and confirmed receipt of additional information. Teresa Sanzio, attorney, and Michelle Stillenger were present and addressed the Board. Garner was present and available for questions. Campbell moved, Johnson seconded, and after discussion, it was unanimously carried to issue a letter of concern for failing to follow facility policy when accessing and administering controlled substances to patient T.S. on or about February 1, 2005, while assigned by Cross Country Staffing to work at John C. Lincoln Hospital in Phoenix, Arizona.

**V.G.6. Monica Dahn Triant RN131175 (Midkiff)**

Malloch knows Deb Krmpotic but shows no bias. Midkiff addressed the Board with additional information. Teresa Sanzio, attorney, was present and addressed the Board. Triant was present and available for questions. Rich moved, Busby seconded, to issue a letter of concern for allegedly failing to accurately assess, intervene, and document the care of patient H.T. on or about March 28, 2005 while employed at Banner Baywood Medical Center. After discussion, the motion carried with six in favor and one opposed.

**V.G.7. Diane Bolan Rappazzo RN041249 (Midkiff)**

Midkiff addressed the Board with additional information. Rappazzo was present and available for questions. Busby moved, Johnson seconded, and it was unanimously carried to dismiss the case.

**V.A.1. Marcia C. Malkoun RN111206 (Twigg)**

Twigg addressed the Board with additional information. Sandra Rogers, attorney, and Malkoun were present and addressed the Board. Campbell moved, Hardy seconded, to offer a Consent Agreement for a Decree of Censure, or hearing. After discussion, the motion failed with four opposed and three in favor.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>3</b>				X		X		X
NO	<b>4</b>		X	X		X		X	
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

Busby moved, Johnson seconded, to issue a letter of concern for failing to follow facility policies related to the observation of a suicidal patient on or about January 22, 2005 while working at Palo Verde Behavioral Health Hospital in Tucson, Arizona. After discussion, the motion carried with four in favor and three opposed.

**V.A.2. Joy Rice RN050469 (Twigg)**

Sandra Rogers, attorney, was present and addressed the Board. Rice was present and available for questions. Busby moved, Johnson seconded, to issue a letter of concern for failing to follow the facility policy on or about January 22, 2005 while working at Palo Verde Behavioral Health Hospital in Tucson, Arizona by failing to notify a patient’s physician that the patient told her therapist she felt like hanging herself from a doorknob. After discussion, the motion carried with four in favor and three opposed.

**V.A.3. Cynthia Waterman-Stockton LP035318 (Twig)**  
**(aka: DiNielli; Dinielli; Stockton; Waterman)**

An attempt was made to contact attorney Raymond Panzerella, telephonically. Campbell moved, Busby seconded, and it was unanimously carried to table Agenda Item V.A.3.

**V.A.8. Carole Lynn Sippel LP039200 (Twig)**  
**(aka: McNeely)**

Sally Acevedo, complainant, was present, telephonically, and addressed the Board. Campbell moved, Crawley seconded, and after discussion, it was unanimously carried to dismiss the case.

The meeting recessed at 2:57 p.m. and reconvened at 3:12 p.m.

**V.A.9. Ginger Asher-Weigel RN053183 (Twig)**  
**(aka: Asher Hutton; Asher)**

Hardy moved, Crawley seconded, and it was unanimously carried to table Agenda Item V.A.9.

**V.H.1. Jeannette R. Eakerns RN066788; LP021937 (Grady)**

Grady addressed the Board and confirmed receipt of additional information. Heather Crowl, complainant, was present, telephonically, and available for questions. David Gomez, attorney, and Eakerns were present and addressed the Board. Busby moved, Campbell seconded, to offer a Consent Agreement for a Decree of Censure, or hearing. After discussion, the motion carried with six in favor and one opposed.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X		X	X	X	X
NO	<b>1</b>				X				
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.H.3. Stephen Joseph Wedding RN056114; AP0683; SP017672 (Grady)**

Grady addressed the Board and confirmed receipt of additional information. Wedding was present and available for questions. Campbell moved, to issue a letter of concern for not ensuring adequate immobilization during a procedure to remove a foreign body from the ear canal of a four-year-old child and then irrigating the ear canal of the child who had a known myringotomy tube placement, on or about October 9, 2004, while working in the emergency department at Scottsdale Healthcare Shea. Motion failed. Busby moved, Johnson seconded, and after discussion, it was unanimously carried to dismiss the case.

**V.H.4. Julia Lynn Zipper RN107863; AP0894 (Grady)**

Zipper was present, telephonically, and available for questions. Johnson moved, Busby seconded, and it was unanimously carried to issue a letter of concern for inadequate communication/documentation regarding follow up for a patient on or about September 2002 while employed by Northern Arizona Surgical Associates, Flagstaff, Arizona.

**VI.F.1. Gabriela Arroyo LP027213; CNA889141641 (Nelson)**  
**(aka: Ramos)**

Nelson addressed the Board and confirmed receipt of additional information. Kraig Marton, attorney, and Arroyo were present and addressed the Board. Rich moved, Hardy seconded, to issue a letter of concern for failing to be aware of the actions taken by a CNA she was supervising, who restrained a patient without an order, on or about March 4, 2004, while employed as the night charge nurse at Palm Valley Rehabilitation and Care Center in Goodyear, Arizona, resulting in the termination of employment of both employees. After discussion, the motion failed with five opposed and two in favor. Hardy moved, Campbell seconded, and it was unanimously carried to dismiss the case.

**V.A.9. Ginger Asher-Weigel RN053183 (Twigg)**  
**(aka: Asher Hutton; Asher)**

Teressa Sanzio, attorney, and Asher-Weigel were present and addressed the Board. Busby moved, Hardy seconded, to offer a Consent Agreement for a 12 month stayed revocation followed by 36 month probation with amended stipulations to include monthly performance evaluations, drug testing 2 times per month, direct supervision for first 12 months. After discussion, Busby amended the motion to include: relapse recovery evaluation by a PhD prepared evaluator. Hardy concurred. After further discussion, the motion carried unanimously.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.A.3. Cynthia Waterman-Stockton LP035318 (Twigg)**  
**(aka: DiNielli; Dinielli; Stockton; Waterman)**

Hardy moved, Rich seconded, and it was unanimously carried to reopen Agenda Item V.A.3. Twigg addressed the Board with additional information. Busby moved, Hardy seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VII.B.13. Excelsior College Notice of Deficiency**

Malloch knows Dr. Nettleton & Dr. Boni but shows no bias. Dr's. Mary Boni and Bridget Nettleton from Excelsior College were present and addressed the Board. Busby moved, Campbell seconded, and it was unanimously carried to issue a Notice of Deficiency.

**IV.C.7. Melissa Davis RN102422 (Wiggin)**

Davis and attorney, Teressa Sanzio, were present and addressed the Board. Busby moved, Rich seconded, and it was unanimously carried to terminate probation entered into on December 20, 2004.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**IV.C.3. Lynda Scott RN118755 (Wiggin)**

Hardy moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item IV.C.3. Scott was present, telephonically, and available for questions. Teressa Sanzio, attorney, was present and addressed the Board. Rich moved, Johnson seconded, to deny request and continue with the terms and conditions of Consent Agreement and Order No. 0205011 entered into on July 19, 2005. After discussion, the motion carried with five in favor and two opposed.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>5</b>		X	X	X	X	X		
NO	<b>2</b>							X	X
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

The meeting recessed at 5:05 p.m. and reconvened at 5:16 p.m. Busby left the meeting at 5:05 p.m.

**VII.B.2. Pima Medical Institute RN Nursing Program Investigative Report**

Christopher Luebke and Kitty Rogers from Pima Medical Institute were present and available for questions. Crawley moved, Rich seconded, and it was unanimously carried to dismiss.

**VII.B.5. Yavapai College Report on Potential Deficiencies**

Barbara Nubile from Yavapai College was present and addressed the Board. Hardy moved, Johnson seconded, and it was unanimously carried to accept report as evidence of substantial progress toward remedying deficiencies and continue with plan to visit the program in September 2006.

**VII.B.8. Case Dismiss Complaint: Nursing Assistant Program at SouthWest Skill Center/Estrella Mountain Community College**

Campbell moved, Crawley seconded, and it was unanimously carried to case dismiss.

**IV.C.5. Jo Marie Lerner RN117295 (Wiggin)  
(aka: Lambdin)**

Wiggin addressed the Board with additional information. Lerner was present and available for questions. Campbell moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for a substance abuse evaluation to be completed by a Board approved evaluator who is at minimum PhD prepared and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**IV.C.6. Margaret Somplasky RN057264 (Wiggin)**

Wiggin addressed the Board and confirmed receipt of additional information. Campbell moved, Johnson seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for voluntary surrender. If not signed in 30 days, adopt the attached Notice of Charges.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**IV.B. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders**

**IV.B.1. Shellee E. Brown RN129452; LP039947 (Bailey)**

Brown was present and available for questions. Hardy moved, Crawley seconded, and it was unanimously carried to terminate probation entered into on August 19, 2004.

**IV.B.2. Beverly A. Foust RN096685 (Bailey)**

Foust was present and available for questions. Hardy moved, Crawley seconded, and it was unanimously carried to deny request for termination and amend the current Consent Agreement entered into on December 23, 2004 to reduce frequency of drug screen requirements from 2 times per month, to 1 time per month contingent upon full compliance of drug screening.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**IV.B.4. Jon S. Hodson RN067738; CNA749748713 (Bailey)**

Bailey addressed the Board and confirmed receipt of additional information. Hodson was present and available for questions. Hardy moved, Rich seconded, and it was unanimously carried to amend Consent Agreement and Order No. 0304006 entered into on July 22, 2003, to allow Hodson to work a total of 88 hours per 14 day period.

**IV.B.5. Laura L. Kelly RN033549 (Bailey)**

Kelly was present and available for questions. Hardy moved, Rich seconded, and it was unanimously carried to terminate probation entered into on January 19, 2005.

**IV.B.7. Suzanne M. Vomaska RN131114 (Bailey)**

Vomaska was present and available for questions. Campbell moved, Crawley seconded, and it was unanimously carried to terminate probation entered into on December 14, 2004.

**IV.B.9. Marvin K. Jennings RN098694 (Bailey)**

Jennings was present and addressed the Board. Johnson moved, Crawley seconded, and it was unanimously carried to continue the investigation to the March 2006 Board meeting to allow Jennings the opportunity to discuss possible discrepancies in the evaluation with the evaluator and provide an updated report.

**IV.E.1. Linda Marie Biegert RN Applicant (S. Smith)**

S. Smith addressed the Board with additional information. Biegert was present and addressed the Board. Campbell moved, Crawley seconded, and it was unanimously carried to, upon meeting all requirements and signing a Consent Agreement for a 24 month stayed revocation with the license suspended during the first 12 months and on probation the second 12 months, followed by 24 month probation to include the attached stipulations, grant RN license stamped "Refresher Course Only". Upon successful completion of the refresher course, grant RN license. If not signed within 30 days, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this Board meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**IV.E.4. Sarah Ann Castelhana RN134520 (S. Smith)**

S. Smith addressed the Board with additional information. Castelhana was present and available for questions. Hardy moved, Rich seconded, and it was unanimously carried to offer a Consent Agreement for a 24 month stayed revocation with the license suspended during the first 12 months and on probation the last 12 months, followed by a 24 month probation and to include the attached stipulations, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**V.A.5. Christopher John Taras RN094548 (Twigg)**

Twigg addressed the Board with additional information. Taras was present and available for questions. Campbell moved, Crawley seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for a 24 month probation to include the attached stipulations, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**V.A.4. Lisa K. Gamez LP034276 (Twigg)**  
**(aka: Thomason)**

Campbell moved, Hardy seconded, and it was unanimously carried to dismiss the case.

**V.A.6. Daryl Clark Caudill RN087274; LP026996 (Twigg)**

Malloch knows Virginia Blair but shows no bias. Campbell moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a 24 month probation to include the attached stipulations, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**V.A.7. Patricia Diane Harris LP026717 (Twigg)**

Twigg addressed the Board with additional information. Rich moved, Johnson seconded, and it was unanimously carried to dismiss the case.

**III. Board Discussion and Decision Regarding Case Disposition Criteria Approved, Letter of Concern Summary Report Approved, Lapsed Licenses, and Reinstatement Applications (List Available in Board Office)**

**III.A. Board Discussion and Decision Regarding Case Disposition Criteria Approved -**

- III.A.1. RN/LPN Endorsement Applicants**
- III.A.2. RN/LPN Examination Applicants**
- III.A.3. RN/LPN Renewal Applicants**
- III.A.4. CNA Endorsement/Examination Applicants**
- III.A.5. CNA Renewal Applicants**
- III.A.6. AP/RN/LPN/CNA Respondents**
- III.A.7. School Nurse Certificate Applicants**
- III.A.8. Certified Registered Nurse Anesthetists Applying for Prescribing Authority**

Campbell moved, Hardy seconded, and it was unanimously carried to approve the applicants on the list to be dismissed by case disposition criteria and to grant licensure/certification to examination and endorsement applicants on the list pending successful completion of testing requirements, verification from original state licensure and receipt of negative state and federal criminal history.

**III.B. Board Discussion and Decision Regarding Letter of Concern Summary Report Approved**

- III.B.1. RN/LPN Endorsement Applicants**
- III.B.2. RN/LPN Examination Applicants**
- III.B.3. RN/LPN Renewal Applicants**
- III.B.4. CNA Endorsement/Examination Applicants**
- III.B.5. CNA Renewal Applicants**
- III.B.6. AP/RN/LPN/CNA Respondents**
- III.B.7. School Nurse Certificate Applicants**

Campbell moved, Hardy seconded, and it was unanimously carried to issue the Letters of Concern submitted and grant licensure/certification to examination and endorsement applicants on the list pending successful completion of testing requirements, verification from original state of licensure and receipt of no additional state and federal criminal history.

The meeting recessed at 6:12 p.m., Wednesday, January 25, 2006.

# Arizona State Board of Nursing

Janet Napolitano  
Governor

Joey Ridenour  
Executive Director



## Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:36 a.m., Thursday, January 26, 2006, in the Board of Nursing Board Room, Suite 210, 1651 East Morten Avenue, Phoenix, Arizona, with Kathy Malloch, Ph.D., M.B.A., R.N., F.A.A.N., President, presiding.

### BOARD MEMBERS PRESENT:

Kathy Malloch, PhD, MBA, RN, FAAN, President  
Theresa Crawley, CRNA, MSHSA, Vice-President  
Karen Hodges Hardy, RN, MSN, Secretary  
Kathryn L. Busby, JD, Member  
Trista Campbell, RN, BSN, Member  
Patricia Johnson, LPN, Member  
Judy Rich, RN, Member

### BOARD MEMBERS ABSENT:

Gregory Harris, Member

### LEGAL COUNSEL:

Daniel Christl, Assistant Attorney General  
Michelle L. Wood, Assistant Attorney General  
Ann Olson, Assistant Attorney General

### STAFF:

Joey Ridenour, RN, MN, Executive Director  
Judy Bontrager, RN, MN, Associate Director  
Valerie Smith, RN, MS, Associate Director  
Erica Bailey, Senior Investigator/Monitoring  
Jeanne Bauer, Senior Investigator  
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings  
Debra Blake, Paralegal/Hearing Department  
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Advanced Practice  
Ron Lester, Senior Investigator  
Patricia Midkiff, RN, MN, Nurse Practice Consultant  
Sydney Munger, RN, MS, Nurse Practice Consultant  
Betty Nelson, RN, MS, Nursing Assistant Consultant  
Kirk Olson, Senior Investigator  
Cory Polak, Senior Investigator  
Pamela Randolph, RN, MSN, Nurse Practice Consultant/Education  
Mary Rappoport, RN, MN, Nurse Practice Consultant  
Jeanine Sage, RN, MSN, Nursing Assistant Consultant  
Suanne Smith, RN, MS, Nurse Practice Consultant/CANDO  
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant  
Nancy Twigg, RN, MSN, Nurse Practice Consultant  
Rose Wilcox, RN, M Ed, Nurse Practice Consultant/Education  
Pamela Wiggin, RN, MS, Nurse Practice Consultant/Monitoring  
James Williams, Senior Investigator  
Barbara Ritenour, Legal Secretary

## I. Call To Order

The meeting was called to order at 8:36 a.m., Thursday, January 26, 2006.

The following Board members were present: Johnson, Rich, Malloch, Crawley, Hardy, and Campbell.

Malloch presiding.

Malloch welcomed members of the audience and explained the procedure for addressing the Board.

### IV.B. Board Discussion & Decision Regarding Non-Compliance/Compliance with Board Orders

#### IV.B.3. Mary Gantala CNA546613420 (Bailey)

Gantala was present, telephonically, and available for questions. Johnson moved, Rich seconded, and it was unanimously carried to terminate stayed suspension entered into on November 17, 2004.

#### IV.B.6. Sharon A. Petitti RN075224 (Bailey)

Petitti was present, telephonically, and addressed the Board. Campbell moved, Johnson seconded, and it was unanimously carried to amend Consent Agreement and Order No. 0308105 entered into on March 1, 2004 to allow Petitti to work the night shift and practice under on-site supervision if there is no direct patient care in the workplace.

	VOTE	Harris, Greg Member	Johnson, Patricia Member	Rich, Judith Member	Malloch, Kathy President	Crawley, Theresa Vice Pres	Hardy, Karen Member	Busby Kathryn Member	Campbell Trista Member
YES	6		X	X	X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	2	X						X	

#### IV.B.8. Kenneth T. Wright LP037077; CNA140172803 (Bailey)

Wright was present, telephonically, and addressed the Board. Rich moved, Crawley seconded, and it was unanimously carried to amend Consent Agreement and Order No. 0310022 entered into on July 22, 2003, to allow Wright to practice as a practical nurse under on-site supervision for 12 months.

	VOTE	Harris, Greg Member	Johnson, Patricia Member	Rich, Judith Member	Malloch, Kathy President	Crawley, Theresa Vice Pres	Hardy, Karen Member	Busby Kathryn Member	Campbell Trista Member
YES	6		X	X	X	X	X		X
NO	0								
ABSTAIN	0								
ABSENT	2	X						X	

### IV.D. Board Discussion & Decision to Adopt Notice of Charges for RN/LP/CNA Non-Compliance

#### IV.D.1. Deborah L. Fortier RN027077 (Bailey)

#### IV.D.2. James E. Maffit CNA227305357 (Bailey)

Campbell moved, Rich seconded, and it was unanimously carried to adopt the attached Notice of Charges for Agenda Items IV.D.1&2.

#### IV.D.3. William L. Mitchell CNA1000004675 (Bailey)

Johnson moved, Hardy seconded, and it was unanimously carried to adopt the attached Notice of Charges.

#### IV.D.4. Benjamin H. Molina CNA999992519 (Bailey)

Hardy moved, Crawley seconded, and it was unanimously carried to adopt the attached Notice of Charges.

#### IV.D.5. Karen G. Moore RN095602 (Bailey)

#### IV.D.6. Bereana T. Soulik LP032393 (Bailey)

**IV.D.7. Sandra J. Starr CNA083232803 (Bailey)**

**IV.D.8. Martha S. Vandenakker RN080236 (Bailey)**

Hardy moved, Campbell seconded, and it was unanimously carried to adopt the attached Notice of Charges for Agenda Items IV.D 5-8.

**IV.E. Board Discussion & Decision Regarding CANDO Eligibility/Noncompliance and Investigative Reports**

**IV.E.2. Joy Ann Bland RN Applicant (S. Smith)**

Johnson moved, Rich seconded, and it was unanimously carried to grant licensure upon meeting all requirements and accept signed CANDO Stipulated Agreement.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**IV.E.3. Craig Landon Jones RN Applicant (S. Smith)**

Hardy moved, Crawley seconded, and it was unanimously carried to grant licensure upon meeting all requirements and accept signed CANDO Stipulated Agreement.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**IV.E.5. Joanna Lynn Pelton RN085545 (S. Smith)**

Johnson and Malloch know Kathy Scott but show no bias. Rich moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a 36 month stayed revocation with the license suspended during the first 12 months and on probation the last 24 months, followed by a 12 month probation and to include the attached stipulations, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**V. Board Discussion and Decision Regarding RN/LPN Investigative Reports**

**V.B.1. Lynette Pierson LP Applicant (Rappoport)  
(aka: Timmons; Leaf)**

Pierson was present and available for questions. Campbell moved, Rich seconded, and it was unanimously carried to, upon meeting all requirements and signing a Consent Agreement for a 24 month probation to include the attached stipulations, grant LP license stamped "Refresher Course Only". Upon successful completion of Refresher Course, grant LP license. If Consent Agreement is not signed within 30 days, deny licensure based upon the information contained in this investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**V.B.2. Heather M. Peters RN Applicant (Rappoport)  
(aka: Stubbs)**

Rappoport addressed the Board with additional information. Campbell moved, Crawley seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for a \$300 Civil Penalty. If not signed within 30 days, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

The Board directed staff to send a letter to Banner Professional Registry regarding Agenda Item V.B.2.

Busby arrived at the meeting at 9:10 a.m.

**V.B.3. Mildred Bennett RN Applicant (Rappoport)  
(aka: Scaggs)**

Bennett was present, telephonically, and addressed the Board. Rich moved, Johnson seconded, to continue the investigation to allow Bennett to obtain a psychological evaluation by a Board approved evaluator, to be scheduled within 15 days and completed within 45 days and return to the Board. If evaluation not completed, deny licensure based upon information contained in the investigative report. The motion carried with six in favor and one abstained.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>1</b>							X	
ABSENT	<b>2</b>	X							

**V.B.4. Linda Trimble RN Applicant (Rappoport)  
(aka: Brown)**

Rappoport addressed the Board with additional information. Campbell moved, Hardy seconded, and it was unanimously carried to grant licensure and accept the signed Consent Agreement for a \$1,000 Civil Penalty.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

The Board directed staff to refer case to DHS regarding Agenda Item V.B.4.

**V.B.5. Loris Lynch RN077453 (Rappoport)**

Rappoport addressed the Board and confirmed receipt of additional information, and noted a technical correction to the investigative report. Lynch was present and addressed the Board. Rich moved, Johnson seconded, to issue an Interim Order for a substance abuse evaluation, to be completed by a Board approved evaluator who is at a minimum Ph.D. prepared and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and return to the Board. If the Interim Order is not completed, adopt the attached amended Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order. After discussion, Rich amended the motion regarding the evaluation to be scheduled within 30 days and completed within 60 days. Johnson concurred. The motion carried unanimously.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.B.6. Russia Tyese Hunter LP Applicant (Rappoport)  
(aka: Russia Tyesse Hunter)**

An attempt was made to contact Hunter telephonically. Campbell moved, Rich seconded, and it was unanimously carried to deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.B.7. Valerie A Burgelin RN/AP Applicant (Rappoport)  
(aka: Lacy)**

Burgelin was present, telephonically, and addressed the Board. Busby moved, Johnson seconded, and it was unanimously carried to grant licensure upon meeting all requirements with a letter of concern for the disciplinary action taken by the New York State Board of Professional Licensure, Disciplinary Committee, and State Board of Nursing on or about May 17, 2005.

The meeting recessed at 9:29 a.m. and reconvened at 9:44 a.m.

**V.C.1. Deborah A. Hampshire RN036328 (K. Olson)**

Olson addressed the Board with additional information. Johnson moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for a chemical dependency psychiatric evaluation to include a substance abuse evaluation, to be completed by a Board approved psychiatrist, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.C.2. Marlena E. Lancaster RN Applicant (K. Olson)**

Lancaster was present and available for questions. Rich moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for a 12 month probation with the attached stipulations. If not signed within 30 days, deny licensure. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.C.3. Sheila J. Langrock RN0945006 (K. Olson)  
(aka: Nori; Alicia)**

Olson addressed the Board with additional information. Campbell moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation to include a substance abuse evaluation to be completed by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed with 45 days and then return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.C.4. Roxanne M. Lee RN099723 (K. Olson)**

Olson addressed the Board and confirmed receipt of additional information. Rich knows Cynthia Ross but shows no bias. Campbell moved, Busby seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation to include a substance abuse evaluation to be completed by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed with 45 days and then return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.C.5. LaQuinta F. McCraney TLP040874 (K. Olson)**

McCraney was present and available for questions. Busby moved, Rich seconded, to grant licensure upon meeting all requirements with a letter of concern for multiple misdemeanor arrests and convictions from 1993 to 1999, in Washington and Illinois. The motion carried with six in favor and one opposed.

**V.C.6. Tracye R. Spalt RN Applicant (K. Olson)**

Hardy moved, Campbell seconded, and it was unanimously carried to grant licensure upon signing a Consent Agreement for a \$250 Civil Penalty within 30 days. If not signed, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.C.7. Barbara J. Pearson RN Applicant (K. Olson)**  
**(aka: Holmes; Galvin; Djavadi; Claire Johnson)**

Olson addressed the Board and confirmed receipt of additional information. Hardy moved, Crawley seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for a 12 month probation, with the attached stipulations. If not signed within 30 days, deny licensure. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.C.8. Abigail J. Nelson RN128856 (K. Olson)**

Rich moved, Busby seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation, to include a substance abuse evaluation, to be completed by a Board approved psychologist, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board. If the Interim Order is not completed, adopt the Notice of Charges submitted in the Board packet and include the additional factual allegation and alleged violation for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.C.9. Peter L. Svensson TRN133102 (K. Olson)**

Campbell moved, Rich seconded, and after discussion, it was unanimously carried to continue the investigation to allow Svensson to obtain an anger management evaluation, to include a chemical dependency evaluation, by a Board approved psychologist, to be scheduled within 15 days and completed within 45 days, and return to Board. If not completed, deny licensure based on the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.C.10. Margene A. Johnson RN055320 (K. Olson)**

Hardy recused herself to avoid the appearance of impropriety, and left the meeting at 10:00 a.m. Johnson was present and available for questions. Busby moved, Campbell seconded, and it was unanimously carried to, upon meeting all licensure renewal requirements and signing a Consent Agreement for a 36 month probation to include the attached stipulations, issue a temporary license for “Refresher Course Only”. Upon successful

completion of the refresher course, grant renewal under the terms of the signed Consent Agreement. If the Consent Agreement is not signed within 30 days, deny renewal based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X		X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X					X		

Hardy returned to the meeting at 10:02 a.m.

**V.D.1. Colleen Carey RN Applicant (Polak)  
(aka: Wilcox; Moore; Palmer)**

Busby moved, Hardy seconded, and it was unanimously carried to grant licensure upon meeting all requirements with a letter of concern for multiple misdemeanor arrests and convictions for DUI, assault, and theft from 1973 to 1990.

**V.D.2. Tynia Latrice Childs LP Applicant (Polak)**

Childs was present and addressed the Board. Rich moved, Johnson seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation with a focus on theft and deceit to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and then return to the Board.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.D.3. Rowena Aquino Faulkner RN128701 (Polak)  
(aka: Aquino; Patay; Raquiza; Patay)**

Polak addressed the Board with additional information. Faulkner was present and addressed the Board. Jay Faulkner was present and available for questions. Crawley moved, Johnson seconded, and it was unanimously carried to offer Consent Agreement for a 36 month probation to include the attached stipulations. If not signed within 30 days, adopt the attached Notice of Charges.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.D.4. Carolyn Warris McDonald-Selm RN060673; LP016448 (Polak)**

An attempt was made to contact McDonald-Selm, telephonically. Campbell moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for a chemical dependency evaluation to be completed by a Board approved PhD prepared evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days, and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the additional factual allegation and alleged violation for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.D.5. Trinity Brooke Mooney TLP041003) (Polak)**

Campbell moved, Crawley seconded, and it was unanimously carried to grant licensure upon meeting all requirements and issue a letter of concern for a misdemeanor conviction for theft on June 11, 1995, in San Diego, CA, which was subsequently set aside and dismissed and an arrest on November 27, 1995.

**V.E.1. Tami Lucinda Huddleston RN105623 (Munger)**

Munger addressed the Board with additional information. Campbell moved, Hardy seconded, and it was unanimously carried to dismiss the case.

**V.E.2. Charles Darryl Potts TRN132944 (Munger)**

Munger addressed the Board with additional information. Johnson moved, Hardy seconded, and it was unanimously carried to continue the investigation to allow Potts to obtain a psychological evaluation by a Board approved psychologist, to be scheduled within 15 days and completed within 45 days, and return to the Board. If not completed, deny licensure based on the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.E.3. Lalita M. Gragg LP038246; CNA999947972 (Munger)**

Munger addressed the Board and confirmed receipt of additional information. Busby moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for indefinite stayed revocation/suspension pending completion of rehabilitation and aftercare, and the attached stipulations, followed by 12 months stayed revocation/probation, followed by 24 months standard probation. If not signed within 30 days, issue a Complaint and Notice of hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.E.4. John M. Harmon R744964 (MS Multi-state) (Munger)**

Johnson moved, Hardy seconded, and it was unanimously carried to revoke the privilege to practice in the State of Arizona, and issue and cease and desist order.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.E.5. Tina L. Morgan RN115990 (Munger)**  
**(aka: Barker)**

Busby moved, Crawley seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for a 12 month stayed revocation/probation followed by a 12 month standard probation to include the attached stipulations, or hearing.

	<b>VOTE</b>	<b>Harris, Greg</b> Member	<b>Johnson, Patricia</b> Member	<b>Rich, Judith</b> Member	<b>Malloch, Kathy</b> President	<b>Crawley, Theresa</b> Vice Pres	<b>Hardy, Karen</b> Member	<b>Busby Kathryn</b> Member	<b>Campbell Trista</b> Member
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.E.6. Kenneth Howard Bristol RN130075 (Munger)**

Munger addressed the Board and confirmed receipt of additional information. Campbell moved, Busby seconded, to offer a Consent Agreement for a 24 month probation with the attached stipulations, or hearing. After discussion, the motion failed with four opposed and three in favor.

	<b>VOTE</b>	<b>Harris, Greg</b> Member	<b>Johnson, Patricia</b> Member	<b>Rich, Judith</b> Member	<b>Malloch, Kathy</b> President	<b>Crawley, Theresa</b> Vice Pres	<b>Hardy, Karen</b> Member	<b>Busby Kathryn</b> Member	<b>Campbell Trista</b> Member
YES	<b>3</b>					X		X	X
NO	<b>4</b>		X	X	X		X		
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

Johnson moved, Rich seconded, and it was unanimously carried to offer a Consent Agreement for an indefinite suspension pending the successful completion of a refresher course, to be followed by a 24 month probation, to include the attached stipulations, or hearing.

	<b>VOTE</b>	<b>Harris, Greg</b> Member	<b>Johnson, Patricia</b> Member	<b>Rich, Judith</b> Member	<b>Malloch, Kathy</b> President	<b>Crawley, Theresa</b> Vice Pres	<b>Hardy, Karen</b> Member	<b>Busby Kathryn</b> Member	<b>Campbell Trista</b> Member
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.E.7. Maryanne T. Tascione RN047390 (Munger)**

Tascione was present and available for questions. Hardy moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for a 24 month probation with the attached stipulations, to include a professional boundary evaluation, or hearing.

	<b>VOTE</b>	<b>Harris, Greg</b> Member	<b>Johnson, Patricia</b> Member	<b>Rich, Judith</b> Member	<b>Malloch, Kathy</b> President	<b>Crawley, Theresa</b> Vice Pres	<b>Hardy, Karen</b> Member	<b>Busby Kathryn</b> Member	<b>Campbell Trista</b> Member
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.E.8. Samuel Paul Moeller RN Applicant (Munger)**

Moeller was present and addressed the Board. Campbell moved, Crawley seconded, and it was unanimously carried to grant licensure upon meeting all requirements, and signing a Consent Agreement for a 12 month stayed revocation/probation to be followed by a 24 month standard probation, with the attached stipulations. If not signed within 30 days, deny licensure and revoke the privilege to practice based upon information contained within the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.E.9. Melanie Rugh Hayse RN127984 (Munger)**

Hayse was present and available for questions. Kathy Moorey was present and available for questions. Busby moved, Crawley seconded, and it was unanimously carried to Issue an Interim Order for an addictionologist evaluation to be completed by a Board approved evaluator, to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 day days and completed within 45 days, and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.E.10. Teresa Lynn Capriotti RN092105 (Munger)**

Munger addressed the Board with additional information. Capriotti was present and addressed the Board. Brendan Murphy, attorney, was present and available for questions. Busby moved, Johnson seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.E.11. Alissia Faye Gentry RN097626 (Munger)**

Munger addressed the Board with additional information. Busby moved, Hardy seconded, and it was unanimously carried to adopt the attached Notice of Charges.

The meeting recessed at 10:48 a.m. and reconvened at 10:58 a.m.

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Glendale Community College Nursing Students regarding Board functions, policy and procedure. Questions were asked on levels of discipline imposed.

**V.F.3. Cassandra Brady-Beetham RN091519 (Torrez)**

Campbell knows Mel Hinton but shows no bias. Brady-Beetham was present and available for questions. Campbell moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation to be completed by a Board approved evaluator who is an M.D. and has expertise in substance abuse and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and return to the Board.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.F.4. Angela Marie Miller RN114201; LP035304; CNA678873900 (Torrez)**

Miller was present and addressed the Board. Busby moved, Crawley seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for a 36 month probation with the attached stipulations to include: able to work on-call in present work environment, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.F.5. Susan Dawn Neary RN106829 (Torrez)**

Neary was present, telephonically, and available for questions. Johnson moved, Busby seconded, and it was unanimously carried to dismiss the case.

**V.F.6. Helen Marie Hayden RN103483 (Torrez)**

Busby moved, Rich seconded, and it was unanimously carried to issue a letter of concern for failing to follow facility policy related to documentation of Lortab during the month of October and November 2004 while employed at Scottsdale, Healthcare in Scottsdale, Arizona.

**V.F.7. Jill Ann Becker RN078305; LP020188 (Torrez)**

Becker was present and available for questions. Hardy moved, Becker seconded, and it was unanimously carried to issue a letter of concern for failing to accurately document use of narcotics from on or about March 2005 to October 2005, and also for administering Percocet via the Nasal Gastric tube when the order did not apparently specify that the Percocet by this route, while employed at St. Joseph's Hospital & Medical Center in Phoenix, Arizona.

**V.F.8. Sherri Ann Bennett RN093838; LP029984 (Torrez)**

Malloch knows Bruce Frederick but shows no bias. Hardy moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.F.9. Tina Louise Booker LP038999; CNA120125103 (Torrez)**

Campbell knows Sandy Pullen but shows no bias. Booker was present and available for questions. Busby moved, Campbell seconded, and it was unanimously carried to accept signed Consent Agreement for a Decree of Censure, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.F.10. Soraya Chiha RN129289; CA999994213 (Torrez)**

Chiha was present, telephonically, and addressed the Board. Chiha acknowledged the need for an evaluation. Rich moved, Johnson seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation to be completed by a Board approved evaluator who possesses a Ph.D. and has expertise in substance abuse, and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and return to the Board.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.F.11. Linda Christine Cassidy RN091103 (Torrez)**

Cassidy was present and available for questions. Busby moved, Hardy seconded, and it was unanimously carried to dismiss the case.

**V.F.12. Delores F. Gray LP011483 (Torrez)**

Campbell moved, Busby seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.F.13. Kimberly Rachelle Pfeifer LP040199 (Torrez)**

Pfeifer was present and addressed the Board. Rich moved, Crawley seconded, to offer a Consent Agreement for a Decree of Censure, or hearing. After discussion, the motion failed with seven opposed.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>0</b>								
NO	<b>7</b>		X	X	X	X	X	X	X
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

Busby moved, Crawley seconded, and after discussion, it was unanimously carried to issue a letter of concern for failing to follow facility policy when applying a hot pack on patient C.E. on or about September 8, 2005, while employed at Evergreen Mesa Christian Care Center in Mesa, Arizona.

**V.F.14. Kristien Marie Jones LP039044 (Torrez)**

Torrez addressed the Board with additional information. Malloch knows Herb Geary but shows no bias. Johnson moved, Busby seconded, to issue a letter of concern for using a personal website while on duty to make entries that contained information that could have potentially identified confidential patient information on or about 2004 and 2005 while employed at Banner Good Samaritan Hospital in Phoenix, Arizona. After discussion, the motion carried with six in favor and one opposed.

**V.F.15. Jeannine Marie Giacolone RN105385 (Torrez)**

Campbell knows Virginia Martinez but shows no bias. Giacolone was present and available for questions. Busby moved to issue a letter of concern for failing to follow facility policy by not assessing the effects of pain medication administered to patient B.T. within 30 minutes after the medication was administered according to policy on or about September 12, 2003, and also for failing to notify the MD regarding at least three high blood pressure readings on patient R.R. during the shift on or about September 17, 2004, while employed at Maricopa Medical Center in Phoenix, Arizona. Motion failed. Campbell moved, Johnson seconded, to offer Consent Agreement for Decree of Censure or proceed to Hearing. After discussion, the motion carried with four in favor and three opposed.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>4</b>		X			X	X		X
NO	<b>3</b>			X	X			X	
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.F.16. Cindy Allen Wagner LP007420 (Torrez)**

Torrez addressed the Board and confirmed receipt of additional information. Busby moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for Decree of Censure or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.F.17. Kimberly Brooks Paugh RN132748 (Torrez)**

Torrez addressed the Board with additional information. Paugh was present, telephonically, and addressed the Board. Rich moved, Busby seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation by a PhD evaluator with expertise in substance abuse, to include any additional testing deemed necessary by the evaluator, to be scheduled within 30 days and completed within 60 days, and return to the Board.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.F.18. Tara Marie Trakes RN122291 (Torrez)**

Torrez addressed the Board with additional information. Busby moved, Crawley seconded, and it was unanimously carried to accept a signed Consent Agreement for a Decree of Censure, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Glendale Community College Nursing Students regarding Board functions, policy and procedure. Questions were asked on disciplinary actions, and how to acquire a position on the Board.

**VI.A.15. Rachel Marie Burton CNA Applicant (Williams)  
(aka: Gonzales)**

Burton was present and available for questions. Busby moved, Hardy seconded, and after discussion, it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon the information contained in the investigation report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

The meeting recessed at 12:06 p.m. and reconvened at 1:03 p.m.

**V.G.1. Cynthia Kim Taylor LP041098; CNA999994246 (Midkiff)**

Johnson moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for an indefinite suspension to allow completion of a refresher program, followed by a 12 month stayed suspension/probation, followed by a 12 month probation with terms and conditions, to be signed within 15 days, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**V.G.2. Steven Eugene Campise RN083833 (Midkiff)**

Campbell moved, Hardy seconded, and it was unanimously carried table Agenda Item V.G.2.

**V.G.3. Frank Richard Amity RN115594; LP033324 (Midkiff)**

Hardy moved, Johnson seconded, and it was unanimously carried to offer a Consent Agreement for a Decree of Censure, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**V.G.4. Rodney Dean Fehr RN119140 (Midkiff)**

Campbell moved, Rich seconded, and it was unanimously carried to issue a letter of concern for a January 2005 arrest for assault in Bullhead City, Arizona.

**V.G.5. Christina Elizabeth Sharp RN127552 (Midkiff)**

Midkiff addressed the Board with additional information. Hardy moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for an 18 month probation with terms and conditions, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X						X	

**V.G.8. Marie R. Angel LP038047 (Midkiff)**

Johnson moved, Rich seconded, and it was unanimously carried to dismiss the case.

Busby returned to the meeting at 1:13 p.m.

**V.G.2. Steven Eugene Campise RN083833 (Midkiff)**

Hardy moved, Campbell seconded, and it was unanimously carried to reopen Agenda Item V.G.2. Crawley’s place of employment is Phoenix Baptist Hospital, and Malloch knows Diane Drexler but show no bias. Campise was present and addressed the Board. Rich moved, Johnson seconded, to offer a Consent Agreement for a Decree of Censure and a \$250 Civil Penalty, or hearing. After discussion, the motion carried with six in favor and one abstained.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>0</b>								
ABSTAIN	<b>1</b>							X	
ABSENT	<b>1</b>	X							

**V.H.2. Le Ann Rae RN119706; LP037101; CNA433512073 (Grady)**

Busby knows Robert Mindell but shows no bias. Grady addressed the Board and confirmed receipt of additional information. Rae was present and addressed the Board. Campbell moved, Johnson seconded, to offer a Consent Agreement for a Decree of Censure, or hearing. After discussion, Campbell amended the motion to include a \$250 Civil Penalty. Johnson concurred. The motion carried unanimously.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.H.6. Crystal Gay Perlmutter LP965927 (Grady)**

Grady addressed the Board and confirmed receipt of additional information. Hardy moved, Busby seconded, and it was unanimously carried to offer a Consent Agreement for a \$300 Administrative Penalty or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.I.1. Jennifer Lynn Moore TLP041064 (Bauer)**  
**(aka: Kotula)**

Bauer addressed the Board and confirmed receipt of additional information. Campbell moved, Busby seconded, and it was unanimously carried to continue the investigation to allow Moore to obtain a psychological evaluation by a Board approved addictionologist, to be scheduled within 15 days and completed within 45 days, and return to Board. If not completed, deny licensure based on the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.J.1. David M. Cota RN114848 (Lester)**

Hardy moved, Busby seconded, and it was unanimously carried to offer Consent Agreement for a 36 month probation to include the attached stipulations or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.K.1. Lynette Anne Porter TLP040933 (Williams)**

Williams addressed the Board with additional information. Busby moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Porter the opportunity to obtain a psychological evaluation with emphasis on relapse prevention recovery by a Board approved evaluator to be scheduled within 15 days and completed within 45 and include any additional testing deemed necessary by the evaluator and return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**V.K.2. Carol Jean Ray TLP040800 (Williams)**  
**(aka: Ahern)**

Williams addressed the Board and confirmed receipt of additional information. Busby moved, Hardy seconded, and it was unanimously carried to continue the investigation to allow Ray the opportunity to obtain a psychological evaluation with emphasis on substance abuse and anger management by a Board approved evaluator to be scheduled within 15 days and completed within 45 and include any additional testing deemed necessary by the evaluator and return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI. Board Discussion and Decision Regarding CNA Investigative Reports**

**VI.A.1. Nicole Jennifer Barela CNA Applicant (Williams)**

Hardy moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.A.2. Jennifer Celeste Bear CNA Applicant (Williams)  
(aka: Woodrum; Tennant; Weidinger)**

Campbell moved, Johnson seconded, and after discussion, it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon the information contained in the investigation report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.A.3. Amy C. Bowden CNA Applicant (Williams)  
(aka: Cadle)**

Williams addressed the Board with additional information. Bowden was present and available for questions. Busby moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Bowden the opportunity to obtain an psychological evaluation minimum PhD prepared with emphasis on substance abuse by a Board approved evaluator to be scheduled within 15 days and completed within 45 and include any additional testing deemed necessary by the evaluator and return to the Board. If the evaluation is not completed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.A.4. Anna Marie Cobos CNA Applicant (Williams)  
(aka: Edwards)**

Johnson moved, Busby seconded, to grant certification upon meeting all requirements with a letter of concern for the May 11, 1993, and December 20, 1995, arrest by Henderson Police Department in Henderson, Nevada.

After discussion, the motion failed with five opposed and two in favor. Busby moved, Rich seconded, and it was unanimously carried to grant certification upon meeting all requirements.

**VI.A.5. Felipe Nava-Castaneda CNA Applicant (Williams)**

Williams addressed the Board with additional information. Nava-Castaneda was present and addressed the Board. Busby moved, Crawley seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon the information contained in the investigation report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.A.6. Opal Ilene Curtis CNA Applicant (Williams)  
(aka: Warren; Dunford; Forbar)**

Curtis was present and available for questions. Busby moved, Rich seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty within 30 days, or deny certification based upon the information contained in the investigation report. If an informal settlement conference is requested, the authority to settle is limited to the denial of application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.A.7. Veronica Cruz CNA Applicant (Williams)**

Rich moved, Johnson seconded, to deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application. After discussion, the motion failed with six opposed and one in favor.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>1</b>		X						
NO	<b>6</b>			X	X	X	X	X	X
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

Busby moved, Rich seconded, and it was unanimously carried to continue the investigation to allow Williams the opportunity to speak with Cruz regarding a Consent Agreement for an anger management evaluation. The motion carried with six in favor and one opposed.

**VI.A.8. Richard Andrew Fisher CNA Applicant (Williams)**

Rich moved, Busby seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.A.9. Shannon Elizabeth Flynn CNA Applicant (Williams)**

Busby moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.A.10. Amy Elizabeth Grubbs CNA Applicant (Williams)**

Williams addressed the Board with additional information. Campbell moved, Hardy seconded, to grant certification upon meeting all requirements with a letter of concern for the February 5, 2003, arrest by Pinal County Sheriff's Office Casa Grande, Arizona and for failure to cooperate with the Board during an investigation. After discussion, the motion carried with six in favor and one opposed.

**VI.A.11. Robert James Hollrah CNA Applicant (Williams)**

Williams addressed the Board and confirmed receipt of additional information. Campbell moved, Crawley seconded, to grant certification upon meeting all requirements with a letter of concern for the April 2, 1982 felony Burglary conviction in Saint Louis County Circuit Court in St. Louis, Missouri and the multiple alcohol related convictions from September 1983 to May 1993. After discussion, the motion carried with four in favor and three opposed.

**VI.A.12. Stephanie Lorretta Elliott CNA Applicant (Williams)  
(aka: Rogers; Bonner)**

Busby moved, Crawley seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty within 30 days, or deny certification based upon the information contained in the investigation report. If an informal settlement conference is requested, the authority to settle is limited to the denial of application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>2</b>	X							

**VI.A.13. Celia Castro Martinez CNA Applicant (Williams)  
(aka: Serrano)**

Martinez was present and available for questions. Hardy moved, Rich seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon the information contained in the investigation report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.A.14. Tammy McGartland CNA Applicant (Williams)**

McGartland was present and available for questions. Busby moved, Hardy seconded, and it was unanimously carried to table Agenda Item VI.A.14.

**VI.A.16. Leonard Butler CNA Applicant (Williams)**

Williams addressed the Board with additional information. Hardy moved, Crawley seconded, to deny certification based upon the information contained in the investigation report. If an informal settlement conference is requested, the authority to settle is limited to the denial of application. The motion carried with six in favor and one opposed.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X	X	X	X		X
NO	<b>1</b>							X	
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.A.17. Zonya Michaele Harris CNA Applicant (Williams)  
(aka: Stevenson)**

Busby moved, Crawley seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon the information contained in the investigation report. If an informal settlement conference is requested, the authority to settle is limited to the denial of application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

The meeting recessed at 2:10 p.m.

# Arizona State Board of Nursing

Janet Napolitano  
Governor

Joey Ridenour  
Executive Director



## Board Meeting Minutes

The Special 2:00 p.m. meeting of the Arizona State Board of Nursing convened at 2:25 p.m., Thursday, January 26, 2006, in the Board of Nursing Board Room, Suite 210, 1651 East Morten Avenue, Phoenix, Arizona, with Kathy Malloch, Ph.D., M.B.A., R.N., F.A.A.N., President, presiding.

### BOARD MEMBERS PRESENT:

Kathy Malloch, PhD, MBA, RN, FAAN, President  
Theresa Crawley, CRNA, MSHSA, Vice-President  
Karen Hodges Hardy, RN, MSN, Secretary  
Kathryn L. Busby, JD, Member  
Trista Campbell, RN, BSN, Member  
Patricia Johnson, LPN, Member  
Judy Rich, RN, Member

### BOARD MEMBERS ABSENT:

Gregory Harris, Member

### LEGAL COUNSEL:

Daniel Christl, Assistant Attorney General  
Michelle L. Wood, Assistant Attorney General  
Ann Olson, Assistant Attorney General

### STAFF:

Joey Ridenour, RN, MN, Executive Director  
Judy Bontrager, RN, MN, Associate Director  
Valerie Smith, RN, MS, Associate Director  
Erica Bailey, Senior Investigator/Monitoring  
Jeanne Bauer, Senior Investigator  
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings  
Debra Blake, Paralegal/Hearing Department  
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Advanced Practice  
Ron Lester, Senior Investigator  
Patricia Midkiff, RN, MN, Nurse Practice Consultant  
Sydney Munger, RN, MS, Nurse Practice Consultant  
Betty Nelson, RN, MS, Nursing Assistant Consultant  
Kirk Olson, Senior Investigator  
Cory Polak, Senior Investigator  
Pamela Randolph, RN, MSN, Nurse Practice Consultant/Education  
Mary Rappoport, RN, MN, Nurse Practice Consultant  
Jeanine Sage, RN, MSN, Nursing Assistant Consultant  
Suanne Smith, RN, MS, Nurse Practice Consultant/CANDO  
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant  
Nancy Twigg, RN, MSN, Nurse Practice Consultant  
Rose Wilcox, RN, M Ed, Nurse Practice Consultant/Education  
Pamela Wiggin, RN, MS, Nurse Practice Consultant/Monitoring  
James Williams, Senior Investigator  
Barbara Ritenour, Legal Secretary

## I. Call To Order

The meeting was called to order at 2:25 p.m., Thursday, January 26, 2006.

The following Board members were present: Johnson, Rich, Malloch, Crawley, Hardy, Busby and Campbell.

Malloch presiding.

## II. Board Discussion and Decision Regarding RN/LPN Investigative Reports

### II.A.1. Cynthia A. Schroder RN Endorsement Applicant (Bontrager)

Hardy moved, Crawley seconded, and it was unanimously carried to grant licensure upon meeting all requirements and signing a Consent Agreement for a \$400 Civil Penalty. If not signed within 30 days, deny licensure based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

### II.B.1. Kelly Ann Tippit TRN134937 (Rappoport) (aka: Fotia)

Rappoport addressed the Board with additional information. Campbell moved, Busby seconded, and it was unanimously carried to allow for an extension of Tippit's temporary license until the March 2006 Board meeting.

### II.C.1. Deborah C. Woodard TRN133622 (K. Olson)

Campbell moved, Busby seconded, to grant licensure upon meeting all requirements with a letter of concern for the April 28, 2003 arrest and subsequent conviction on May 12, 2003, possession of a controlled substance (marijuana, under 4 ounces), a misdemeanor, in the Connecticut Superior Court in Enfield, Connecticut, and for reportedly verbally abusing a patient at Huntington Hospital in Huntington, New York, in July 2004. After discussion, the motion carried with four in favor and three opposed.

## III.A. Board Reports for Discussion, Information, Staff Direction and/or Decision

### III.A.1. Pilot Study Medication Technician (PSMT) Project Approve Facilities and Alternate; Approve Researcher for PSMT Project

Busby moved, Crawley seconded, and it was unanimously carried to adopt Pilot Study Medication Technician Committee Recommendations for the six pilot facilities and one alternate.

Hardy moved, Campbell seconded, and it was unanimously carried to approve D & S Technologies to conduct research related to the Pilot Study Medication Technician Project with the following contingencies:

- a. They fulfill, at a minimum, all requirements in the Scope of Work, and
- b. They secure the services of a researcher with appropriate doctoral credentials to independently corroborate research findings.

#### **IV. Call To The Public**

**A public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. The Board may ask staff to review a matter or may ask that a matter be put on a future agenda. Members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. A.R.S. § 38-431.01(G).**

Campbell moved, Hardy seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 2:34 p.m., Thursday, January 26, 2006

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Kathy Malloch, Ph.D., M.B.A., R.N., F.A.A.N., President

The regular Board meeting reconvened at 2:35 p.m.

**VI.A.14. Tammy McGartland CNA Applicant (Williams)**

Hardy moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item VI.A.14. McGartland was present and available for questions. Johnson moved, Rich seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for a 24 month stayed revocation with the attached stipulations. If not signed within 30 days, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.B.1. Danny J. Cady CNA956774103 (K. Olson)**

Olson addressed the Board with additional information. Busby moved, Crawley seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VI.B.2. Olivia C. Carr CNA Applicant (K. Olson)**

Olson addressed the Board with a correction to the investigative report. Campbell moved, Busby seconded, to grant certification upon signing a Consent Agreement for a \$50 Civil Penalty within 30 days, or deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application. The motion carried with six in favor and one opposed.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X		X	X	X	X
NO	<b>1</b>				X				
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.B.3. Donna L. Cooley CNA Applicant (K. Olson)**

Busby moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.B.4. Daniel R. Fatta CNA Applicant (K. Olson)**

Hardy moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.B.5. Leslie R. Garwood CNA Re-certification (K. Olson)**

Olson addressed the Board with additional information. Busby moved, Hardy seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for a \$50 Civil Penalty within 30 days. If not signed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.B.6. Robin L. Gmyrek CNA Applicant (K. Olson)**

Olson addressed the Board with additional information and an addition to the potential violation of law, to add 32-1646(b). Busby moved, Rich seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.B.7. Devonna L. Harris CNA Applicant (K. Olson)  
(aka: Devonne Harris)**

Campbell moved, Hardy seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.B.8. Elliott A. Ortega CNA Reinstatement (K. Olson)**

Crawley moved, Johnson seconded, and it was unanimously carried to deny reinstatement of certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.B.9. Deborah A. Roberts CNA Applicant (K. Olson)**

Roberts was present and addressed the Board. Busby moved, Crawley seconded, to continue the investigation to allow Roberts the opportunity to obtain a psychological evaluation to include a substance abuse evaluation by a Board approved evaluator to be scheduled within 15 days and completed within 45 days and return to the Board. If not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting. After discussion, the motion carried with four in favor and three opposed.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>4</b>			X		X	X	X	
NO	<b>3</b>		X		X				X
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.B.10. Katrina A. Savage CNA Applicant (K. Olson)**

Olson addressed the Board with additional information. Campbell moved, Johnson seconded, to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application. After discussion, Campbell withdrew the motion. Rich moved, Busby seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.B.11. Jo-Lynn Pew CNA Applicant (K. Olson)**

Pew was present and addressed the Board. Busby moved, Hardy seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for a \$50 Civil Penalty within 30 days. If not signed, deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.F.6. Bridgette Irene Mitchell CNA999990182 (Nelson)**

Malloch and Hardy know Cathy Lucius but show no bias. Nelson addressed the Board and confirmed receipt of additional information. Mitchell was present and addressed the Board. Busby moved, Campbell seconded, to issue a letter of concern for the alleged inappropriate behavior and threatening comments made in the classroom of GateWay Community College while enrolled in the Maricopa Community College District Nursing Program, resulting in dismissal from the nursing program and from the college on or about October 13, 2004. After discussion, the motion failed with four opposed and three in favor. Rich moved, Hardy seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty to be signed within 30 days, or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.C.1. Phyllis V. Eubanks CNA Applicant (Polak)**

Polak addressed the Board with additional information. Eubanks was present and addressed the Board. Hardy moved, Crawley seconded, and after discussion, it was unanimously carried to continue the investigation to allow Eubanks the opportunity to obtain a psychological evaluation by a Board approved evaluator to be scheduled within 15 days and completed within 45 days and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.C.2. Rebecca E. Montague CNA Applicant (Polak)**

Rich moved, Busby seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$50 Civil Penalty. If not signed within 30 days, deny certification based upon the information contained in this investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.C.3. Robert Douglas Parks CNA Applicant (Polak)**

Campbell moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.C.4. Lori L. Smothers CNA999948763 (Polak)**

Polak addressed the Board with an amendment to the Board option. Smothers was present and addressed the Board. Johnson moved, Rich seconded, and it was unanimously carried to offer a Consent Agreement for a 24 month stayed revocation to include the attached stipulations. If not signed in 30 days, adopt the attached Notice of Charges.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.D.1. Bobbie Marie Baker CNA Applicant (Bauer)**

Busby moved, Campbell seconded, and it was unanimously carried to continue the investigation to allow Baker to obtain an anger management evaluation by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days. If not completed deny certification based on the information contained in the investigative report.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.D.2. Alice L. Bates CNA028539803 (Bauer)**

Bauer addressed the Board with additional information. Campbell moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for a psychological evaluation by a Board approved evaluator with an expertise in addiction and include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.D.3. Amy K. Brown CNA Applicant (Bauer)**

Bauer addressed the Board with additional information. Rich moved, Johnson seconded, and after discussion, it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.D.4. Gordon Woodrow Christopher CNA Applicant (Bauer)**

Johnson moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.D.5. Martha Alicia Flores CNA999993591 (Bauer)**

Busby moved, Rich seconded, and it was unanimously carried to offer Consent Agreement for \$50 Civil Penalty. If not signed within 30 days, adopt the attached Notice of Charges. If an informal settlement conference is requested, the authority to settle is limited to the terms of the Consent Agreement offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.D.6. Katherine Faye Freeland CNA999998342 (Bauer)**

Campbell moved, Hardy seconded, and it was unanimously carried to issue an Interim Order for a chemical dependency evaluation by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.D.7. Charity Renia Ford CNA Applicant (Bauer)**

Rich moved, Hardy seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.D.8. Cynthia Lynn Hayes CNA478236103 (Bauer)**

Hardy moved, Busby seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VI.D.9. Nancy Jean Hoftender CNA Applicant (Bauer)  
(aka: Johnson; Garrison)**

Busby moved, Hardy seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.D.10. Eddy Torres CNA Applicant (Bauer)**

Bauer addressed the Board with additional information. Johnson moved, Hardy seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.D.2. Alice L. Bates CNA028539803 (Bauer)**

Campbell moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item VI.D.2. Bates was present and addressed the Board. Campbell moved, Hardy seconded, and it was unanimously carried to reaffirm prior Board decision to issue an Interim Order for a psychological evaluation by a Board approved evaluator with an expertise in addiction and include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.E.2. Marissa R. Cutter CNA Applicant (Lester)**

Lester addressed the Board with additional information. Cutter was present and addressed the Board. Crawley moved, Hardy seconded, and it was unanimously carried to continue the investigation to allow Cutter the opportunity to obtain a psychological evaluation for substance abuse by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator to be scheduled within 15 days and completed within 45 days, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.E.8. Kefah M. Nyanchiri CNA Applicant (Lester)**

Lester addressed the Board with additional information. Nyanchiri was present and addressed the Board. Rich moved, Hardy seconded, and it was unanimously carried to continue the investigation and request Nyanchiri obtain a psychological evaluation for substance abuse to be scheduled within 15 days and completed within 45 days by a Board approved evaluator and return to the board. If not completed, deny licensure based upon the information contained in this report. If an informal settlement conference is requested, the authority to settle is limited to the terms of this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.E.10. Annie Beck CNA Applicant (Lester)**

Beck was present and addressed the Board. Busby moved, Crawley seconded, and it was unanimously carried table Agenda Item VI.E.10.

**VI.F.5. Lisa A. Gustafson CNA09432533 (Nelson)  
(aka: Catherine B. Walters)**

Gustafson was present and addressed the Board. Busby moved, Johnson seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for a \$100 Civil Penalty or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.G.12. Trinna Dawn Woody CNA9999528744 (Sage)  
(aka: Ducheneaux)**

Crawley's place of employment is Phoenix Medical Center but shows no bias. Sage addressed the Board with additional information. Woody was present and addressed the Board. Rich moved, Crawley seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for an indefinite suspension with stipulations, pending an evaluation by a Board approved PhD prepared addictionist, followed by an 18 month stayed revocation with stipulations, to be signed in 30 days. If not signed, adopt attached Notice of Charges.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

The meeting recessed at 4:01 p.m. and reconvened at 4:12 p.m.

**VII.A.7. Update on ASBN 2006 Advanced Practice Statewide Conference – Rich/Crawley/Grady**

Grady gave an update on ASBN 2006 Advanced Practice Statewide Education Day conference targeted for September 2006. Nurse practitioners, employers, facility based credentialing offices, educators and students will be invited to attend. The overall purpose for the conference is to encourage communication and increase understanding about the differences in educational and clinical preparation, certification requirements, and scope of practice of the various NP specialties.

**V.H.5. Marian Barnett Talmon RN079039; AP0337 (Grady)**

Grady addressed the Board and confirmed receipt of additional information. D. Jay Ryan, attorney, was present and addressed the Board. Talmon was present and available for questions. Busby moved, Hardy seconded, and after discussion, it was unanimously carried to offer a Consent Agreement for a 24 month probation with the attached stipulations or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.E.10. Annie Beck CNA Applicant (Lester)**

Hardy moved, Busby seconded, and it was unanimously carried to reopen Agenda Item VI.E.10. Beck was present and available for questions. Crawley moved, Rich seconded, and it was unanimously carried to grant certification upon meeting all requirements and signing a Consent Agreement for a \$100 Civil Penalty, to be signed May 16, 2006 or within 30 days after. If not signed deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.E.1. Candace M. Barry CNA Applicant (Lester)**

Hardy moved, Campbell seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.E.3. Nancy E. Kipka CNA Applicant (Lester)**

Busby moved, Hardy seconded, and it was unanimously carried to continue the investigation and request Kipka to obtain a psychological evaluation with a focus on substance abuse and anger management to be scheduled within 15 days and completed within 45 days by a Board approved evaluator and return to the board. If not completed, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms of this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.E.4. Sharon L. Kouts CNA Applicant (Lester)  
(aka: Chandler; Schultheis)**

Lester addressed the Board with an amendment to the investigative report to delete potential violation of law 16(a). Johnson moved, Crawley seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.E.5. Beverly L. O’Toole CNA Applicant (Lester)**

Lester addressed the Board and confirmed receipt of additional information. Hardy moved, Busby seconded, and it was unanimously carried to deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.E.6. Molly A. Padilla CNA Applicant (Lester)**

Lester addressed the Board with a technical correction to the investigative report Board option. Busby moved, Crawley seconded, and it was unanimously carried to grant certification upon signing a Consent Agreement for a \$50 Civil Penalty within 30 days for failure to cooperate with the Board, or deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.E.7. Jesus R. Sanchez CNA Applicant (Lester)**

Lester addressed the Board and confirmed receipt of additional information. Johnson moved, Hardy seconded, and it was unanimously carried to deny certification based upon the information contained in this investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.E.9. Melissa L. Melaragni CNA Applicant (Lester)**

Lester addressed the Board with an amendment to the Board option. Busby moved, Crawley seconded, and it was unanimously carried to continue the investigation to allow Melaragni the opportunity to obtain a psychological evaluation with emphasis on substance abuse by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator to be scheduled within 15 days and completed within 45 days, and return to the Board. If the evaluation is not completed, deny certification based upon information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.E.11. Penny L. Powskey CNA Applicant (Lester)**

Lester addressed the Board with additional information. Busby moved, Hardy seconded, and it was unanimously carried to continue the investigation and request Powskey to obtain an evaluation for substance abuse to be scheduled within 15 days and completed within 45 days by a Board approved evaluator who is a minimum PhD prepared and return to the Board. If not completed, deny licensure based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the terms offered at this meeting

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.E.12. Noel T. Gallardo CNA Applicant (Lester)**

Johnson moved, Hardy seconded, and it was unanimously carried to deny certification based upon the information contained in the investigative report. If an informal settlement conference is requested, the authority to settle is limited to the denial of the application.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.F.2. Darice L. Bunfill CNA608063103 (Nelson)**

Nelson notified the Board that Bunfill had signed a voluntary surrender.

**VI.F.3. Celso D. Concepcion CNA451479901 (Nelson)**

Busby moved, Campbell seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VI.F.4. Kristi L. Durschmidt CNA254558457 (Nelson)**

Hardy moved, Busby seconded, and it was unanimously carried to table Agenda Item VI.F.4.

**VI.F.7. Janis Rose Murrietta CNA999950520 (Nelson)**

Busby moved, Rich seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VI.F.8. Valerie A. Ross CNA999998028 (Nelson)**

Nelson addressed the Board with additional information. Johnson moved, Busby seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VI.F.9. Nancy L. Sparks CNA920677650 (Nelson)**

Hardy moved, Busby seconded, and it was unanimously carried to adopt the attached Notice of Charges.

**VI.G.1. LaVonne M. Begay CNA999949042 (Sage)**

Busby moved, Rich seconded, and it was unanimously carried to offer a Consent Agreement for a 12 month stayed revocation with attached stipulations, to include psychological counseling for anger management for a minimum of six months to be signed in 30 days or adopt attached Notice of Charges.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.G.2. Gayle C. Civale CNA300079274 (Sage)**

Campbell moved, Hardy seconded, and it was unanimously carried to issue a letter of concern for reportedly being verbally abusive and rough in the care of a resident while employed as a manager at Our Place, 10<sup>th</sup> St, in Tucson, Arizona in April 2005.

**VI.G.3. Edna L. Jones CNA545593803 (Sage)**

Johnson moved, Busby seconded, and it was unanimously carried to offer a Consent Agreement for a \$50 Civil Penalty to be signed in 30 days or hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.G.4. Hector Lucca CNA100003868 (Sage)**

Hardy moved, Crawley seconded, and it was unanimously carried to issue an Interim Order for an anger management evaluation to be completed by a Board approved evaluator and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and return to the Board. If the Interim Order is not completed, proceed to hearing.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.G.5. Demetrios Yvette Mebane CNA100003281 (Sage)**

Busby moved, Campbell seconded, and it was unanimously carried to offer a Consent Agreement for a 12 month stayed revocation with stipulations, to include a psychiatric evaluation by a Board approved psychiatrist and to include any additional testing deemed necessary by the evaluator, to be signed in 30 days or adopt the attached Notice of Charges.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.G.6. Sherry Anita Riley CNA999999980 (Sage)**

Campbell moved, Crawley seconded, and it was unanimously carried to offer a Consent Agreement for a 12 month stayed revocation with the attached stipulations, to include an anger management evaluation by a Board

approved PhD evaluator and to include any additional testing deemed necessary by the evaluator, to be signed in 30 days and return to Board. If not signed in 30 days, adopt the attached Notice of Charges.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.G.7. Nimia Dean CNA100002588 (Sage)**

Busby moved, Rich seconded, and it was unanimously carried to issue a letter of concern for not immediately reporting witnessed abuse of a resident to the appropriate supervisory personnel while employed as a CNA on July 30, 2005 at Posada del Sol, in Tucson, Arizona.

**VI.G.8. Edward Welch LP033099 (Sage)**

Johnson moved, Busby seconded, and it was unanimously carried to issue a letter of concern for failing to report a resident’s complaint of physical abuse while employed as an LPN at Posada Del Sol, in Tucson, Arizona, on August 1, 2005.

**VI.G.9. Tracy Lee Shumway CNA100000868 (Sage)**

Busby moved, Johnson seconded, and it was unanimously carried to issue a letter of concern for reportedly practicing out of her scope of practice by reading and recording the results of a TB skin test on November 4, 2005 while employed as a CNA at White Mountain Regional Medical Center, in Springerville, Arizona.

**VI.G.10. Oscar Plantillas Valenzuela CNA Applicant (Sage)**

Campbell moved, Hardy seconded, and it was unanimously carried to continue the investigation to allow Valenzuela to obtain a chemical dependency evaluation by a PhD Board approved evaluator, to be scheduled within 15 days and completed within 45 days, and return to Board. If not completed, deny certification based on the information contained in the investigative report. If an informal settlement conference is required, the authority to settle is limited to the terms offered at this meeting.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.G.11. Ana D. Villanueva CNA1000001076 (Sage)**

Sage addressed the Board with additional information. Johnson moved, Hardy seconded, and it was unanimously carried to adopt attached Notice of Charges

**II.A.3. Christopher Paul Gene Mautner LP037499; CNA999993834 A. Olson**

Busby moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item II.A.3. A. Olson addressed the Board. Busby moved, Rich seconded, and it was unanimously carried to rescind prior Board decision of January 25, 2006 and issue an Order for a 12 month probation with terms and conditions to include quarterly performance evaluations and allow Mautner to work for any registry in block assignments.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**IX. Dialogue with Nursing Students**

The Board members and staff dialogued with Glendale Community College Nursing Students regarding Board functions, policy and procedure. Questions were asked on disciplinary procedures, and how to acquire a position on the Board.

**VII.A.15. Approve Endorsement Applicants for Licensure – Bontrager/Randolph**

**VII.A.15.a. Ronald Dunn, LP Applicant**

**VII.A.15.b. Kathleen Johnston, RN Applicant**

Malloch moved, Busby seconded, and it was unanimously carried to accept the Portland Community College re-entry program taken for Dunn and Bellevue Community College re-entry program taken for Johnston to meet the licensure requirements for Arizona.

The meeting recessed at 5:09 p.m., Thursday, January 26, 2006

# Arizona State Board of Nursing

Janet Napolitano  
Governor

Joey Ridenour  
Executive Director



## Board Meeting Minutes

The regular meeting of the Arizona State Board of Nursing convened at 8:33 a.m., Friday, January 27, 2006, in the Board of Nursing Board Room, Suite 210, 1651 East Morten Avenue, Phoenix, Arizona, with Kathy Malloch, Ph.D., M.B.A., R.N., F.A.A.N., President, presiding.

### BOARD MEMBERS PRESENT:

Kathy Malloch, PhD, MBA, RN, FAAN, President  
Theresa Crawley, CRNA, MSHSA, Vice-President  
Karen Hodges Hardy, RN, MSN, Secretary  
Kathryn L. Busby, JD, Member  
Trista Campbell, RN, BSN, Member  
Patricia Johnson, LPN, Member  
Judy Rich, RN, Member

### BOARD MEMBERS ABSENT:

Gregory Harris, Member

### LEGAL COUNSEL:

Daniel Christl, Assistant Attorney General  
Michelle L. Wood, Assistant Attorney General  
Ann Olson, Assistant Attorney General

### STAFF:

Joey Ridenour, RN, MN, Executive Director  
Judy Bontrager, RN, MN, Associate Director  
Valerie Smith, RN, MS, Associate Director  
Erica Bailey, Senior Investigator/Monitoring  
Jeanne Bauer, Senior Investigator  
Susan Barber, RN, MSN, Nurse Practice Consultant/Hearings  
Debra Blake, Paralegal/Hearing Department  
Karen Grady, RN, MS, CS, FNP, Nurse Practice Consultant/Advanced Practice  
Ron Lester, Senior Investigator  
Patricia Midkiff, RN, MN, Nurse Practice Consultant  
Sydney Munger, RN, MS, Nurse Practice Consultant  
Betty Nelson, RN, MS, Nursing Assistant Consultant  
Kirk Olson, Senior Investigator  
Cory Polak, Senior Investigator  
Pamela Randolph, RN, MSN, Nurse Practice Consultant/Education  
Mary Rappoport, RN, MN, Nurse Practice Consultant  
Jeanine Sage, RN, MSN, Nursing Assistant Consultant  
Suanne Smith, RN, MS, Nurse Practice Consultant/CANDO  
Sister Rachel Torrez, RN, MS, Nurse Practice Consultant  
Nancy Twigg, RN, MSN, Nurse Practice Consultant  
Rose Wilcox, RN, M Ed, Nurse Practice Consultant/Education  
Pamela Wiggin, RN, MS, Nurse Practice Consultant/Monitoring  
James Williams, Senior Investigator  
Barbara Ritenour, Legal Secretary

**I. Call To Order**

The meeting was called to order at 8:33 a.m., Friday, January 27, 2006.

The following Board members were present: Johnson, Rich, Malloch, Crawley, and Hardy.

Malloch presiding.

Malloch welcomed members of the audience and explained the procedure for addressing the Board.

Busby arrived at the meeting at 8:34 a.m. and Campbell at 8:35 a.m.

**VI.F.4. Kristi L. Durschmidt CNA254558457 (Nelson)**

Hardy moved, Crawley seconded, and it was unanimously carried to reopen Agenda Item VI.F.4. Brian Finander, attorney, was present, telephonically, and addressed the Board. Busby moved, Hardy seconded, to issue an Interim Order for a psychiatric evaluation to be completed by a Board approved psychiatrist and to include any additional testing deemed necessary by the evaluator, to be scheduled within 15 days and completed within 45 days and return to the Board. If the Interim Order is not completed, adopt the attached Notice of Charges and include the factual allegations and alleged violations for failure to comply with the Interim Order. Durschmidt arrived at the meeting and addressed the Board. After discussion, the motion carried unanimously.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.G.1. LaVonne M. Begay CNA999949042 (Sage)**

Crawley moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item VI.G.1. Sage addressed the Board with additional information. Busby moved, Crawley seconded to amend stipulations of prior Board decision, to allow Begay to work registry at Cornerstone Registry and double weekends. After discussion, Busby amended the motion to include: may work 96 hours per 2 weeks. Crawley concurred. The motion carried with six in favor and one opposed.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>6</b>		X	X		X	X	X	X
NO	<b>1</b>				X				
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VI.G.12. Trinna Dawn Woody CNA9999528744 (Sage)  
(aka: Ducheaneaux)**

Busby moved, Hardy seconded, and it was unanimously carried to reopen Agenda Item VI.G.12. Sage addressed the Board with additional information. Busby moved, Johnson seconded, and it was unanimously carried to amend stipulations of the prior Board decision, to allow Woody to fulfill the requirements of the Consent Agreement in the State of New Mexico.

	<b>VOTE</b>	<b>Harris, Greg Member</b>	<b>Johnson, Patricia Member</b>	<b>Rich, Judith Member</b>	<b>Malloch, Kathy President</b>	<b>Crawley, Theresa Vice Pres</b>	<b>Hardy, Karen Member</b>	<b>Busby Kathryn Member</b>	<b>Campbell Trista Member</b>
YES	<b>7</b>		X	X	X	X	X	X	X
NO	<b>0</b>								
ABSTAIN	<b>0</b>								
ABSENT	<b>1</b>	X							

**VII. Board Reports for Discussion, Information, Staff Direction and/or Decision**

**VII.A. Executive Director's Report**

**VII.A.1. Discuss/Amend and/or Approve Board Minutes and Executive Session Minutes**

Johnson moved, Crawley seconded, and it was unanimously carried to approve minutes from regular Board meeting from November 16, 17 & 18, 2005; and Executive Session minutes from November 17, 2005, to include technical corrections noted.

**VII.A.2. Progress Update on Pilot Study Medication Technician & Wisconsin Study & Approval of New Committee Members– Randolph**

Randolph noted that proposed committee member Gordon, would be replacing former member Lindsay Norris, and McNeese, who was precepted by Randolph as a student, remains interested in the program. Johnson moved, Rich seconded, and it was unanimously carried to approve appointment of Julie Gordon and Anamarie McNeese to the Pilot Study Medication Technician Committee.

**VII.A.3. Proposed Approval of Pediatric Nursing Certification Board's Pediatric Acute Care Nurse Practitioner Examination – Randolph**

Crawley moved, Hardy seconded, and it was unanimously carried to add Acute Care Nurse Practitioner Certification by the Pediatric Nursing Certification Board to the list of Board Approved Specialty Certifications for Nurse Practitioners.

**VII.A.4. Potential Change of September 27-29, 2006 Board Meeting Date to September 6-8, 2006 – Ridenour/Malloch**

Crawley moved, Rich seconded, and it was unanimously carried to change September 2006 Board meeting dates from September 27-29, to September 11-13, 2006.

**VII.A.6. Update on ASBN New Offices/Move – Bontrager/Ridenour**

Ridenour gave an update on the scheduled ASBN office move to 4747 N. 7<sup>th</sup> Street, Phoenix, scheduled for April 1, 2006.

**VII.A.8. Update on Complaint Caseloads/Hearing Department/Personnel Changes – Ridenour**

V. Smith gave an update on Complaint caseloads and reported that 346 cases on the January 2006 Agenda, with remaining open cases approximately 592. Barber gave an update on the Hearing Department and reported that all 2003 and prior cases are closed, 21 open 2004 cases and 67 open 2005 cases.

**VII.A.13. Update on Licensure Statistics – Bontrager**

Ridenour gave an update on Exam and Endorsement Licensure Statistics and cycle times.

**VII.A.9. Update on Governor's Task Force on Nursing Shortage & Recruitment for ASBN Associate Director for Research – Ridenour/Malloch**

Ridenour gave an update of the Governor's Task Force on Nursing Shortage and noted a luncheon scheduled for February 14, 2006 for recognition by the Governor and final report. Ridenour also updated the Board on Recruitment for ASBN Associate Director for Research, and reported on progress in having Arizona State University and University of Arizona as resources for some of the scheduled research, along with ASBN. Ridenour stated that further updates would be brought to the March 2006 Board meeting.

**VII.A.10. NCSBN Committee Updates/Reports – Malloch, Smith, Henriksen, Huff, Ridenour**

Malloch reported for the NCSBN Practice Breakdown Committee, which has been accountable for the creation of the Taxonomy of Error instrument used to collect data on nurse breakdown. An online tool, revised to decrease length and complexity, will be available for review at the March 2006 Board meeting. Malloch stated that the Practice Breakdown group is writing a book on the 8 categories of Practice Breakdown.

Malloch also reported on the Governance in Leadership Taskforce which works with NCSBN to provide a more contemporary organization. By-laws were re-drafted, leadership development and succession planning were discussed with the focus being on coaching and mentoring people to become candidates for leadership positions.

V. Smith, chair person of the Discipline Advisory Resource Panel for NCSBN, stated the committee is looking at drug screening parameters how differently each state performs drug screening, what is the best practice for drug screening, how frequently a person should be tested, and what drugs to test for. Smith also reported that the Panel is coordinating a investigator/attorney workshop scheduled for May, 2006 in Memphis, Tennessee, which will address discipline and discipline outcomes. A member of the Practice Breakdown Group has been invited to speak to the group. Telephonic interview training, legal challenges of the prosecution of Board cases, the possibility of NCSBN developing a certification program for Board investigators, and developing National Standards for criminal background checks were some topics offered at the workshop.

Henriksen, who is the Information Technology representative for NURSYS Advisory Panel National Databank, stated that the panel solicits member Boards to participate in NURSYS. The panel also is responsible for setting the agenda for the IT Summit, which is held each year for IT representatives from different member Boards. Henriksen reported on a newly created NURSYS discussion group. NCSBN will pay expenses for a representative from each Board to attend to give feedback and provide opportunity to gather data on different functionalities of NURSYS and the website. Henriksen reported on the focus to secure information provided through email speed memos between member Boards and NURSYS databank.

Ridenour reported that Huff is part of a committee to develop Core Competencies of the operations staff and would continue the project.

Ridenour, as chairperson of the Member Board Leadership Advisory Development Panel, reported that the work of that committee is the Institute held each January. The third Institute was held in January 2006, with the final Institute in 2007. Participants of the four Institutes will become Fellows of NCSBN.

#### **VII.A.11. FY2006 Financial Update & Report on AHCCCS Funding for Certified Nurse Aide Program – Serra/Bontrager**

Serra gave the FY2006 financial update reporting a projected overage of \$11,000 due, in part, to the State's mandated statute to incorporate a \$9,000 phone system. Serra also reported on AHCCCS Funding for the Certified Nurse Aide program. The CNA program is partially funded by grant money from DHS and AHCCCS and fees revenue. Increased funding from AHCCCS was requested and approved for an additional \$129,500 added to the base of \$209,700 for FY2005 and forward, but was not received by ASBN. Crawley moved, Rich seconded, and it was unanimously carried to call a special Board meeting to address deficit created by the lack of appropriated funding from AHCCCS, if ASBN does not receive confirmation that an affirmative transfer of funds will occur within 10 days.

#### **VII.A.12. Update on ASBN Website: Data Related to Downloads/Hits & My Services – Henriksen**

Henriksen offered an update on the ASBN Website and reported an average of 2.6 million hits per month, average 45,000 unique visitors per month, online verification continues to be the most used area of the website, the Nurse Practice Act is the most frequent download, and as of January 1, 2006, the updated "my services" 2.0 was made available which allows each license/certificate holder to view and update all information and renewals from one page.

#### **VII.A.14. NCSBN Learning Extension Online Courses – Ridenour**

Ridenour provided information to the Board regarding NCSBN Learning Extension Online Courses and reported 37 courses available online through the learning extension.

#### **VII.A.16. Update Negotiation Skill Development Training with Marty Latz – Ridenour**

Ridenour provided information to the Board regarding the upcoming Negotiation Skill Development Training with Mary Latz, who is developing a course specific to regulatory Boards on negotiation, and stated that all ASBN investigative staff would be attending.

The meeting recessed at 10:10 a.m. and reconvened at 10:21 a.m.

**VII.B. Educational Reports and Rules**

**VII.B.1. Nurse Assistant Programs – Approvals**

Johnson moved, Campbell seconded, and it was unanimously carried to adopt the Nurse Assistant Program Survey Recommendation for 2 year approval for new and renewal programs.

**VII.B.3. MCCDNP Application for Program Change**

Crawley moved, Rich seconded, and it was unanimously carried to approve the MCCDNP application for program change decreasing the length of the program.

**VII.B.4. Northland Pioneer College – Response to the Board (Release from Probation; Application for Program Change)**

Johnson moved, Crawley seconded, and it was unanimously carried to terminate probation of Northland Pioneer College.

Campbell moved, Rich seconded, and it was unanimously carried to approve the application to increase enrollments at Northland Pioneer pending the submission of the names of qualified faculty hired to support the increase at least 30 days before implementation.

**VII.B.6. Resignation of Program Administrator Baptist Health Systems**

Information was provided to the Board regarding the resignation of Diane C. Frazor, as Director of the Baptist Health System School of Health Professions Department of Professional Nursing, and the appointment of Melanie Brady.

**VII.B.7. Resignation of Program Administrator Pima Community College Center for Training and Development Practice Nursing Program**

Information was provided to the Board regarding the retirement of Emelia Lewis as Advanced Program Coordinator for the LPN program, Pima Community College CTD and the appointment of Brian Stewart.

**VII.B.9. CNA Curriculum; CNA Minimum Competencies**

Rich moved, Crawley seconded, and after discussion, it was unanimously carried to approve the submitted CNA Curriculum as a resource for CNA instructors.

Rich moved, Crawley seconded, and it was unanimously carried to approve the CNA Minimum Competencies document.

**VII.B.11. Proposed Panel for Evaluation of CNS Portfolios**

Rich moved, Crawley seconded, and it was unanimously carried to approve list as submitted.

Busby returned to the meeting at 10:32 a.m.

**VII.B.12. Notice of Docket Opening and Draft Notice of Proposed Rulemaking R4-19-215, R4-19-301 and 302, R4-19-505, 506, and 507**

Johnson moved, Busby seconded, and it was unanimously carried to open docket.

**VII.B.14. Appointment of Administrator SouthWest Skill Center/Estrella Mountain Community College**

The Board was provided with information regarding the resignation of Laura Fillmore, Interim Program Manager and Administrator from SouthWest Skill Center/Estrella Mountain Community College, and the appointment of Judi Crume.

**VII.B.15. List of Board Approved Nursing Programs**

The Board was provided with a list of Board approved Nursing Programs.

**VII.D. A.A.G. Report**

**VII.D.1. Update on JRA's – Christl**

Wood offered an update on Judicial Review Actions.

**VII.E. Committee Reports**

**VII.E.1. Scope of Practice**

**VII.E.1.a. Draft Minutes of December 6, 2005**

Crawley moved, Hardy seconded, and it was unanimously carried to approve minutes from the December 6, 2005 Scope of Practice Committee Meeting

**VII.E.1.b. Draft Advisory Opinions**

**VII.E.1.b.1. Arterial Catheter Insertion and Medication Administration**

Crawley moved, Hardy seconded, and it was unanimously carried to approve Arterial Catheter Insertion and Medication Administration advisory opinion.

**VII.E.1.b.2. Bone Marrow Aspiration and Biopsy**

Rich moved, Hardy seconded, and it was unanimously carried to approve Bone Marrow Aspiration and Biopsy advisory opinion.

**VII.E.1.b.3. Injection of Contrast Media into Coronary Arteries**

Crawley moved, Rich seconded, and it was unanimously carried to approve Injection of Contrast Media into Coronary Arteries advisory opinion.

**VII.E.1.b.4. Sharp Wound Debridement**

Rich moved, Crawley seconded, and it was unanimously carried to approve Sharp Wound Debridement advisory opinion.

**VII.E.1.b.5. Fetal Scalp Electrodes**

Rich moved, Crawley seconded, and it was unanimously carried to approve Fetal Scalp Electrodes advisory opinion.

**VII.E.1.b.6. Supervision of Nurse Externs by Registered Nurses**

There was discussion between Board members and staff regarding the proposed supervision of Nurse Externs by Registered Nurses advisory opinion and comments that it is not clear enough. Hardy moved, Crawley seconded, and it was unanimously carried to send Supervision of Nurse Externs by Registered Nurses back to the Advisory Opinion Committee for further modification and bring back to the March, 2006 Board meeting.

**VII.E.1.b.7. Pulmonary Artery (PA)/Swan Ganz Catheters**

Rich moved, Hardy seconded, and it was unanimously carried to approve Pulmonary Artery/Swan Ganz Catheters advisory opinion.

**VII.E.1.b.8. Visual Sclerotherapy**

Rich moved, Hardy seconded, and it was unanimously carried to approve Visual Sclerotherapy advisory opinion.

**VII.E.1.b.9. Scope of Practice for Licensed Practical Nurses in Chronic Dialysis in an Outpatient Facility**

Rich moved, Crawley seconded, and it was unanimously carried to approve Scope of Practice for Licensed Nurses in Chronic Dialysis in an Outpatient Facility advisory opinion.

**VII.E.3. Education**

**VII.E.3.a. Draft Minutes of November 3, 2005**

Minutes were provided to the Board from the November 3, 2005 Education Committee meeting

**VII.E.3.b. Minutes Statewide Educators Meeting**

Minutes were provided to the Board from the Statewide Educators meeting

**VII.E.4. Advanced Practice**

**VII.E.4.a. Minutes of September 30, 2005**

Minutes were provided to the Board from the September 30, 2005 Advanced Practice Committee meeting.

**VII.C. President's Report**

**VII.C.1. Debriefing on Board Processes & Suggested Changes – All**

Board members and staff discussed the flow of the meeting.

**VIII. Call To The Public**

A public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. The Board may ask staff to review a matter or may ask that a matter be put on a future agenda. Members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. A.R.S. § 38-431.01(G).

**X. Adjournment**

Hardy moved, Busby seconded, and it was unanimously carried to adjourn the meeting.

The meeting adjourned at 11:16 a.m., Friday, January 27, 2006

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Kathy Malloch, Ph.D., M.B.A., R.N. F.A.A.N., President